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Title 7—AGRICULTURE

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

PART 724—BURLEY, FLUE-CURED, FIRE-CURED, DARK AIR-CURED, VIRGINIA SUN-CURED, CIGAR-BINDER (TYPES 51 AND 52), CIGAR-FILLER AND BINDER (TYPES 42, 43, 44, 53, 54, AND 55), AND MARYLAND TOBACCO

Subpart—Proclamation of a National Marketing Quota for Maryland Tobacco for Each of the Three Marketing Years Beginning October 1, 1963; and Announcement and Apportionment of the National Marketing Quota for Maryland Tobacco for the 1963-64 Marketing Year

Sec.

724.3 Basis and purpose.

724.4 Proclamation of a national marketing quota for Maryland tobacco for each of the three marketing years beginning October 1, 1963, and findings and determinations with respect to the amount of the national marketing quota for Maryland tobacco for the marketing year beginning October 1, 1963.

AUTHORITY: §§ 724.3 to 724.4 issued under secs. 301, 312, 313, 375, 52 Stat. 38, as amended; 46, as amended; 47, as amended; 66, as amended; 7 U.S.C. 1301, 1312, 1313, 1375.

§ 724.3 Basis and purpose.

(a) Sections 724.3 and 724.4 are issued (1) to proclaim a national marketing quota for Maryland tobacco for each of the three marketing years beginning October 1, 1963; (2) to establish the reserve supply level and the total supply of Maryland tobacco for the marketing year beginning October 1, 1962; (3) to announce the amount of the national marketing quota for Maryland tobacco for the marketing year beginning October 1, 1963; and (4) to apportion the quota for the marketing year beginning October 1, 1963 among the several States. The findings and determinations by the Secretary contained in § 724.4 have been made on the basis of the latest available statistics of the Federal Government, and after due consideration of data, views, and recommendations received from Maryland tobacco producers and others as provided in a notice (27 F.R. 10050) given in accordance with the Administrative Procedure Act (5 U.S.C. 1003).

(b) Since the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1281 et seq.), hereinafter called the Act, requires the holding of a referendum of

Maryland tobacco producers within 30 days after issuance of the proclamation of the national marketing quota for such kind of tobacco to determine whether such producers favor quotas, and since the Maryland tobacco producers need to know the 1963 allotments for their farms prior to the referendum and also so they can make their plans for producing Maryland tobacco in 1963, it is hereby found that compliance with the 30-day effective date provision of the Administrative Procedure Act is impracticable and contrary to the public interest. Therefore, the proclamation and the announcement and apportionment of the national marketing quota for Maryland tobacco for the 1963-64 marketing year, contained herein, shall become effective upon the date of filing with the Director, Office of the Federal Register.

§ 724.4 Proclamation of a national marketing quota for Maryland tobacco for each of the three marketing years beginning October 1, 1963, and findings and determinations with respect to the amount of the national marketing quota for Maryland tobacco for the marketing year beginning October 1, 1963.

(a) *Proclamation.* Since the 1962-63 marketing year is the last of three consecutive years for which marketing quotas previously proclaimed will be in effect for Maryland tobacco, a national marketing quota for Maryland tobacco for each of the three marketing years beginning October 1, 1963 is hereby proclaimed pursuant to section 312(a) of the Act.

(b) *Reserve supply level.*¹ The reserve supply level for Maryland tobacco is 103.6 million pounds, calculated as provided in the Act from a normal year's domestic consumption of 27.5 million pounds and a normal year's exports of 14.0 million pounds.

(c) *Total supply.*¹ The total supply of Maryland tobacco for the marketing year beginning October 1, 1962, is 106.4 million pounds, consisting of estimated carry-over of 67.0 million pounds and estimated 1962 production of 39.4 million pounds.

(d) *Carryover.*¹ The estimated carry-over of Maryland tobacco on January 1, 1964, is 67.1 million pounds, calculated by subtracting the estimated disappearance for the marketing year beginning October 1, 1962, of 39.3 million pounds from the total supply of such tobacco.

(e) *National marketing quota.*¹ The amount of Maryland tobacco which will make available during the marketing year beginning October 1, 1963, a supply of Maryland tobacco equal to the reserve supply level of such tobacco is 36.5 million pounds, and a national marketing quota of such amount is hereby announced. It is determined, however, that a national marketing quota in the

¹ Rounded to the nearest tenth of a million pounds.

amount of 36.5 million pounds would unduly restrict marketings during the 1963-64 marketing year and such amount is hereby increased by 20 percent. Therefore, the amount of the national marketing quota for Maryland tobacco in terms of the total quantity of tobacco which may be marketed during the marketing year beginning October 1, 1963, is 43.8 million pounds.

(f) *Apportionment of the quota.* The national marketing quota is hereby apportioned among the several States pursuant to section 313(a) of the Act and converted into State acreage allotments in accordance with section 313(g) of the Act as follows:

State:	Acreage allotment
Maryland	48,197.95
Virginia	25.43
Delaware	0.13
Reserve ¹	120.86

¹ Acreage reserved for establishing allotments for new farms.

Effective date: Date of filing with the Director, Office of the Federal Register.

Signed at Washington, D.C., on January 16, 1963.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 63-612; Filed, Jan. 18, 1963; 8:50 a.m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Export Reg. 6, Amdt. 1]

PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Export Shipments

§ 905.337 Export Regulation 6.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found and determined, in accordance with paragraph (5) of section 602 of the act, that the continuation of regulation of export shipments of tangerines and tangelos, as hereinafter provided, is necessary and will tend to avoid a disruption of the orderly marketing of the remainder of the current crop of such tangerines and tangelos; and such continuation of regulation will be in the public interest.

(2) It is hereby further found that it is impracticable and contrary to the

public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the exportation of tangerines and tangelos grown in Florida.

(b) *It is, therefore, ordered, That:* (1) The provisions in paragraph (b) (2) (iv) and (v) of Export Regulation 6 (§ 905.337; 27 F.R. 9714) are hereby terminated effective at 12:01 a.m., e.s.t., January 21, 1963.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[F.R. Doc. 63-662; Filed, Jan. 18, 1963;
8:50 a.m.]

[Orange Reg. 22]

PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

§ 905.362 Orange Regulation 22.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of oranges, including Temple oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of oranges, including Temple oranges, grown in the production area, are presently subject to regulation by grades and

sizes, pursuant to the amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after an open meeting of the Growers Administrative Committee on January 15, 1963, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of oranges, including Temple oranges, and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order.* (1) Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, diameter, standard pack, and standard box, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Florida Oranges and Tangelos (§§ 51.1140-51.1178 of this title).

(2) During the period beginning at 12:01 a.m., e.s.t., January 21, 1963, and ending at 12:01 a.m., e.s.t., February 18, 1963, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any oranges, including Temple oranges, grown in the production area, which do not grade at least U.S. No. 2 Russet; or

(ii) Any oranges, except Temple oranges, grown in the production area, which are of a size smaller than $2\frac{1}{16}$ inches in diameter, except that a tolerance of 10 percent, by count, of oranges smaller than such minimum diameter shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances specified in said United States Standards for Florida Oranges and Tangelos: *Provided, That* in determining the percentage of oranges in any lot which are smaller than $2\frac{1}{16}$ inches in diameter, such percentage shall be based only on those oranges in such lot which are of a size $2\frac{1}{16}$ inches in diameter or smaller.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Veg-
etable Division, Agricultural
Marketing Service.

[F.R. Doc. 63-666; Filed, Jan. 18, 1963;
8:50 a.m.]

[Tangerine Reg. 10]

PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

§ 905.364 Tangerine Regulation 10.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found and determined, in accordance with paragraph (5) of section 602 of the act, that the continuation of regulation of shipments of tangerines, as hereinafter provided, is necessary and will tend to avoid a disruption of the orderly marketing of the remainder of the current crop of such tangerines; and such continuation of regulation will be in the public interest.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of tangerines, grown in the production area, are presently subject to regulation by grades, pursuant to the amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after an open meeting of the Growers Administrative Committee on January 15, 1963, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such tangerines; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of tangerines, and compliance with this section will not require any special preparation on the part of the persons subject thereto which can-

not be completed by the effective time hereof.

(b) *Order.* (1) Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, diameter, and standard pack, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Florida Tangerines (§§ 51.1810-51.1834 of this title).

(2) During the period beginning at 12:01 a.m., e.s.t., January 21, 1963, and ending at 12:01 a.m., e.s.t., February 18, 1963, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any tangerines, grown in the production area, that do not grade at least U.S. No. 2 Russet.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 63-665; Filed, Jan. 18, 1963; 8:50 a.m.]

[Tangelo Reg. 10]

PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

§ 905.365 Tangelo Regulation 10.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found and determined, in accordance with paragraph (5) of section 602 of the act, that the continuation of regulation of shipments of tangelos, as hereinafter provided, is necessary and will tend to avoid a disruption of the orderly marketing of the remainder of the current crop of such tangelos; and such continuation of regulation will be in the public interest.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient;

a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of tangelos, grown in the production area, are presently subject to regulation by grades, pursuant to the amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after an open meeting of the Growers Administrative Committee on January 15, 1963, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such tangelos; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of tangelos, and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order.* (1) Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, diameter, standard pack, and standard box, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Florida Oranges and Tangelos (§§ 51.1140-51.1178 of this title).

(2) During the period beginning at 12:01 a.m., e.s.t., January 21, 1963, and ending at 12:01 a.m., e.s.t., February 18, 1963, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any tangelos, grown in the production area, which do not grade at least U.S. No. 2 Russet.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 63-664; Filed, Jan. 18, 1963; 8:50 a.m.]

[Grapefruit Reg. 22]

PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

§ 905.363 Grapefruit Regulation 22.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 905 as amended (7 CFR Part

905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of all grapefruit, grown in the production area, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after an open meeting of the Growers Administrative Committee on January 15, 1963, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of grapefruit, and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order.* (1) Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, diameter, standard pack, and standard box, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Florida Grapefruit (§§ 51.750-51.783 of this title).

(2) During the period beginning at 12:01 a.m., e.s.t., January 21, 1963, and ending at 12:01 a.m., e.s.t., February 18, 1963, no handler shall ship between the production area and any point outside

thereof in the continental United States, Canada, or Mexico:

(i) Any grapefruit, grown in the production area, which do not grade at least U.S. No. 2 Russet;

(ii) Any seeded grapefruit, grown in the production area, which are smaller than $3\frac{1}{16}$ inches in diameter, except that a tolerance of 10 percent, by count, of seeded grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in said United States Standards for Florida Grapefruit; or

(iii) Any seedless grapefruit, grown in the production area, which are smaller than $3\frac{1}{16}$ inches in diameter, except that a tolerance of 10 percent, by count, of seedless grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in said United States Standards for Florida Grapefruit.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 63-691; Filed, Jan. 18, 1963; 11:28 a.m.]

[Navel Orange Reg. 23]

PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 907.323 Navel Orange Regulation 23.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907; 27 F.R. 10087), regulating the handling of navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such navel oranges as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances,

for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 17, 1963.

(b) *Order.* (1) The respective quantities of navel oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., January 20, 1963, and ending at 12:01 a.m., P.s.t., January 27, 1963, are hereby fixed as follows:

- (i) District 1: 500,000 cartons;
 - (ii) District 2: 295,309 cartons;
 - (iii) District 3: Unlimited movement;
 - (iv) District 4: Unlimited movement.
- (2) As used in this section, "handled," "District 1," "District 2," "District 3," "District 4," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 18, 1963.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 63-692; Filed, Jan. 18, 1963; 11:28 a.m.]

[Grapefruit Reg. 8]

PART 909—GRAPEFRUIT GROWN IN ARIZONA; IN IMPERIAL COUNTY, CALIF., AND IN THAT PART OF RIVERSIDE COUNTY, CALIF., SITUATED SOUTH AND EAST OF WHITE WATER, CALIF.

Limitation of Shipments

§ 909.308 Grapefruit Regulation 8.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 909, as amended (7 CFR Part 909; 27 F.R. 11218), regulating the handling of grapefruit grown in the State of Arizona; in Imperial County, California; and in that part of Riverside County, California, situated south and east of White Water, California, effective

under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the Administrative Committee (established under the aforesaid amended marketing agreement and order), and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011), because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective date. The Administrative Committee held an open meeting on January 10, 1963, to consider recommendations for a regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such open meeting; necessary supplemental economic and statistical information upon which this recommended regulation is based were received by the Fruit Branch on January 15, 1963; information regarding the provisions of the regulation recommended by the committee has been disseminated to handlers of grapefruit, grown as aforesaid, and this section, including the effective time thereof, is identical with the recommendation of the committee; it is necessary, in order to effectuate the declared policy of the act, to make this section effective on the date hereinafter set forth so as to provide for the continued regulation of the handling of grapefruit; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof.

(b) *Order.* (1) During the period beginning at 12:01 a.m., P.s.t., January 20, 1963, and ending 12:01 a.m., P.s.t., February 3, 1963, no handler shall handle:

(i) From the State of California or the State of Arizona to any point outside thereof any grapefruit of any variety grown in the State of Arizona; in Imperial County, California; or in that part of Riverside County, California, situated south and east of White Water, California, unless such grapefruit grade at least U.S. No. 2: *Provided*, That grapefruit of any variety having any amount of light or fairly light colored scarring may be handled if they otherwise grade at least U.S. No. 2: *Provided further*, That included in the tolerances for defects permitted by such grade not more than 5 percent, by count, shall

be allowed for grapefruit having peel more than one inch in thickness at the stem end, measured from the flesh to the highest point of the peel;

(ii) From the State of California or the State of Arizona to any point outside thereof in Zone 1, any grapefruit, grown as aforesaid, which measure less than $3\frac{1}{16}$ inches in diameter, except that a tolerance of 5 percent, by count, of grapefruit smaller than the foregoing minimum size shall be permitted which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in the revised United States Standards for Grapefruit (California and Arizona), §§ 51.925-51.955 of this title: *Provided*, That, in determining the percentage of grapefruit in any lot which are smaller than $3\frac{1}{16}$ inches in diameter, such percentage shall be based only on the grapefruit in such lot which are of a size $4\frac{1}{16}$ inches in diameter and smaller; or

(iii) From the State of California or the State of Arizona to any point outside thereof in Zone 2 or Zone 3, any grapefruit, grown as aforesaid, which measure less than $3\frac{3}{16}$ inches in diameter, except that a tolerance of 5 percent, by count, of grapefruit smaller than the foregoing minimum size shall be permitted which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in the revised United States Standards for Grapefruit (California and Arizona), §§ 51.925-51.955 of this title: *Provided*, That, in determining the percentage of grapefruit in any lot which are smaller than $3\frac{3}{16}$ inches in diameter, such percentage shall be based only on the grapefruit in such lot which are of a size $3\frac{1}{16}$ inches in diameter and smaller.

(2) As used herein, "handler," "variety," "grapefruit," "Zone 1," "Zone 2," "Zone 3," and "handle" shall have the same meaning as when used in said amended marketing agreement and order; the terms "U.S. No. 2" and "well colored" shall have the same meaning as when used in the aforesaid revised United States Standards for Grapefruit; and "diameter" shall mean the greatest dimensions measured at right angles to a line from the stem to blossom end of the fruit.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 63-643; Filed, Jan. 18, 1963; 8:50 a.m.]

[Lemon Reg. 46]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 910.346 Lemon Regulation 46.

(a) *Findings*. (1) Pursuant to the marketing agreement, as amended, and

Order No. 910, as amended (7 CFR Part 910; 27 F.R. 8346), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 15, 1963.

(b) *Order*. (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., January 20, 1963, and ending at 12:01 a.m., P.s.t., January 27, 1963, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
 - (ii) District 2: 186,000 cartons;
 - (iii) District 3: Unlimited movement.
- (2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 63-644; Filed, Jan. 18, 1963; 8:50 a.m.]

[Grapefruit Reg. 13]

PART 912—GRAPEFRUIT GROWN IN INDIAN RIVER DISTRICT IN FLORIDA

Limitation of Handling

§ 912.313 Grapefruit Regulation 13.

(a) *Findings*. (1) Pursuant to the marketing agreement, as amended, and Order No. 912, as amended (7 CFR Part 912; 27 F.R. 87; 28 F.R. 23), regulating the handling of grapefruit grown in the Indian River District in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Indian River Grapefruit Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Indian River grapefruit, and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Indian River grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein

specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 17, 1963.

(b) *Order.* (1) The quantity of grapefruit grown in the Indian River District which may be handled during the period beginning at 12:01 a.m., e.s.t., January 21, 1963, and ending at 12:01 a.m., e.s.t., January 28, 1963, is hereby fixed at 250,000 standard packed boxes.

(2) As used in this section, "handled," "Indian River District," "grapefruit," and "standard packed box" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: January 17, 1963.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 63-663; Filed, Jan. 18, 1963; 8:50 a.m.]

[971.305 Amdt. 1]

PART 971—LETTUCE GROWN IN LOWER RIO GRANDE VALLEY OF SOUTH TEXAS

Limitation of Shipments

Findings. (a) Pursuant to Marketing Agreement No. 144 and Order No. 971 (7 CFR Part 971, formerly Part 1034), regulating the handling of lettuce grown in the Lower Rio Grande Valley in South Texas (Cameron, Hidalgo, Starr, and Willacy Counties), effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674), and upon the basis of the recommendation and information submitted by the South Texas Lettuce Committee, established pursuant to said marketing agreement and order, and upon other available information, it is hereby found that the amendment to the limitation of shipments herein-after set forth will tend to effectuate the declared policy of the act.

(b) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, or engage in public rule making procedure, and that good cause exists for not postponing the effective date of this amendment until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1003) in that (1) the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, (2) compliance with this amendment will not require any special preparation on the part of handlers, (3) information regarding the committee's recommendation has been made available to producers and handlers in the production area, and (4) this amend-

ment relieves restrictions on the handling of lettuce grown in the production area.

Order, as amended. In § 971.305 (27 F.R. 11934), delete from the introductory paragraph the last sentence, "Further, no person may package lettuce during the above period on any Sunday or on Christmas Day." Also, delete paragraph (a) *Grade*, and insert in lieu thereof the following:

(a) *Grade.* U.S. No. 2 or better, grade, except that additional tolerances, but not more than five percent, may be allowed for decay in any lot. Individual containers may have additional tolerances, but not more than 23 percent, for serious damage, including not more than three heads affected by decay.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated January 15, 1963, to become effective January 15, 1963.

PAUL A. NICHOLSON,
Deputy Director,
Fruit and Vegetable Division.

[F.R. Doc. 63-591; Filed, Jan. 18, 1963; 8:48 a.m.]

Chapter X—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Milk Order No. 73]

PART 1073—MILK IN WICHITA, KANS., MARKETING AREA

Order Suspending Certain Provision

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order regulating the handling of milk in the Wichita, Kansas, marketing area (7 CFR Part 1073), it is hereby found and determined that:

(a) The following provision of the order does not tend to effectuate the declared policy of the Act during the months December 1962 through July 1963:

(1) In the proviso contained in § 1073.10(c), the words "the required percentage of its receipts"

(b) Notice of proposed rule making, public procedure thereon, and 30 days notice of effective date hereof are impractical, unnecessary, and contrary to the public interest in that:

(1) This suspension order does not require of persons affected substantial or extensive preparation prior to the effective date.

(2) This suspension order is necessary to reflect current marketing conditions and to maintain orderly marketing conditions in the marketing area.

(3) This suspension action is necessary to permit a group of producers who have supplied the Wichita milk market for several years to continue their status as "producers" under the order and thus share in the marketwide pool of payments for milk.

(4) The status of these dairy farmers is determined by their delivery of milk to a "pool" plant. The plant to which these farmers deliver their milk discon-

tinued bottling milk as of September 1, 1962, and now serves as a supply plant for the market. The shipments from the plant during the months of September, October and November to pool distributing plants were sufficient to qualify the plant as a pool supply plant. The plant qualified as a pool distributing plant in August 1962 and during such month made shipments to another pool distributing plant. The order now provides that a supply plant which has qualified as a pool plant by shipments to pool distributing plants shall be designated as a pool plant during the succeeding months of December through July unless nonpool status is requested. This suspension action will make it possible for this plant to qualify as a pool supply plant on the basis of any milk shipped during the qualifying months to a pool distributing plant.

(5) This suspension is made effective for the period December 1962-July 1963. Beginning August 1, 1963 the plant should be required to qualify for pool supply plant status in the manner specified by the present order terms.

Therefore, good cause exists for making this order effective December 1, 1962.

It is therefore ordered, That the aforesaid provision of the order is hereby suspended effective December 1, 1962, for the period December 1, 1962 through July 31, 1963.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Signed at Washington, D.C., on January 15, 1963.

JOHN P. DUNCAN, Jr.,
Assistant Secretary.

[F.R. Doc. 63-592; Filed, Jan. 18, 1963; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER A—CIVIL AIR REGULATIONS

[Reg. Docket No. 582; Amdt. 41-1]

PART 41—CERTIFICATION AND OPERATION RULES FOR CERTIFICATED ROUTE AIR CARRIERS ENGAGING IN OVERSEAS AND FOREIGN AIR TRANSPORTATION AND AIR TRANSPORTATION WITHIN HAWAII AND ALASKA

Miscellaneous Amendments

This amendment includes miscellaneous changes to revised Part 41 of the Civil Air Regulations (27 F.R. 1977) to become effective March 1, 1963, the effective date of the revised part. It involves typographical and editorial corrections and changes in technical matters considered necessary to clarify the intent of its provisions. In addition, it includes changes in §§ 41.30 and 41.510 of the revised part which relieve the air carriers of certain requirements contained in those sections.

The specific changes included in the amendment and the reasons therefor are as follows:

1. Since the term "Administrator" includes the "Director, Flight Standards Service," it is unnecessary to specifically refer to the "Director" in the part. Therefore, the term "Administrator" is substituted for the term "Director" wherever it appears in the part.

2. Use of the word "aircraft" in some of the airman qualification requirements was inadvertent as the part governs the operation of airplanes only. Therefore, the word "airplane" is substituted for the word "aircraft."

3. Upon reconsideration of the comments of the air carriers, the Agency agrees that the provisions of § 41.30 should be changed to relieve the air carriers of the burden of showing, for the approval of routes outside of controlled airspace, that traffic density does not constitute a hazard. To accomplish this relief, it has been determined that language similar to that presently contained in Part 40 of the Civil Air Regulations should be used. Accordingly, the amendment to § 41.30 grants the relief requested and routes outside of controlled airspace will be approved unless the Administrator determines that traffic density is such that an adequate level of safety cannot be assured.

4. Although the Agency intends to list in the operations specifications of the air carrier those nonvisual ground navigational aids required for the approval of routes outside of controlled airspace, it does not intend to so list the aids required for the approval of routes to alternate airports. Accordingly, the note to § 41.36 is amended to clarify this intent by expressly excluding the listing of aids for routes to alternate airports.

5. It is not the intent of § 41.207(a) to require an airplane to be equipped with a different or additional means for the prevention or removal of ice if the airplane is certificated in accordance with those airworthiness provisions of Part 4b of the Civil Air Regulations which pertain to ice protection. In order to clarify this intent, § 41.207(a) is amended to exclude such airplanes from the requirements of that paragraph.

6. As a result of recent requests of certain air carriers, the requirements for the assignment of emergency evacuation functions and emergency training specified in §§ 41.267 and 41.285, respectively, are clarified by limiting such requirements to "required crewmembers" rather than "crewmembers."

7. Representatives of the air carriers objected to the use of the words "in his possession" in § 41.357(b). They believe this wording could be interpreted as requiring cabin attendants to "carry" the flashlight on their person at all times.

The regulation as written does not specifically require the crewmembers to "carry" a flashlight at all times to meet the intent of the words "in his possession." If a flashlight is readily available to each crewmember for his use, it will satisfy the intent of the rule. Ac-

cordingly, this section is amended by deleting the words "in his possession" and substituting therefore the words "readily available for his use."

8. It was not intended under the provisions of the revised part to require approval of training programs for all operations personnel other than required crewmembers and dispatchers. Therefore, the term "operations personnel" appearing in § 41.365(a)(2) is changed to "required crewmembers and dispatchers."

Similar changes have been made to paragraph (a)(3) by deleting the reference to the "approved" training program and requiring that all maintenance personnel involved must be familiar with the maintenance procedures applicable to the interchange.

9. For extended overwater operations a life preserver is required by § 41.206(a)(1) for each occupant of the airplane. Accordingly, the passenger briefing provisions of § 41.370 have been changed to refer to life preservers rather than the more specific term life-vests.

10. To achieve uniformity of terminology within the part and thereby avoid misunderstanding, in § 41.382 the words "existing and anticipated weather conditions" are changed to "reported and forecast weather conditions."

11. In light of comment received from representatives of the air carriers, the communications and navigational facility requirement of § 41.385 is amended to more accurately express the intended flexibility discussed in the preamble to the rule for the dispatch of airplanes over routes outside the United States.

12. Upon reconsideration of the requirements of § 41.510, in response to comments received, we have concluded that since the accomplishment of major repairs is a routine maintenance matter there is no need to require reports of major repairs to be submitted to the FAA. The air carriers, however, will continue to make such reports available to the FAA for inspection in accordance with present requirements. Accordingly, § 41.510 is amended to relieve the air carriers from the additional requirement of submitting such reports to the FAA.

The format of this amendment will be subject to such change as may be necessary for its recodification under the Agency's Recodification Program, announced in Draft Release No. 61-25 (26 F.R. 10698).

Since this amendment is clarifying in nature, imposes no additional burden on any person, and in certain instances relieves restrictions, compliance with the notice and procedures provisions of the Administrative Procedure Act are unnecessary.

In consideration of the foregoing, Revised Part 41 of the Civil Air Regulations (27 F.R. 1977) is hereby amended as follows, effective March 1, 1963:

1. By deleting the word "Director" in each place that it appears in the part and inserting in lieu thereof the word "Administrator".

2. By amending § 41.30 by deleting from the first sentence the words "and, for routes outside of controlled airspace, that traffic density does not constitute a hazard"; and by adding in lieu thereof a sentence to read: "Routes outside of controlled airspace will be approved unless the Administrator determines that traffic density is such that an adequate level of safety cannot be assured."

3. By amending § 41.32 by deleting the abbreviation "(ADE's)" in the first sentence and inserting in lieu thereof "(ADR's)".

4. By amending the note appended to § 41.36 by adding at the end thereof the words "except those aids required for the approval of routes to alternate airports".

5. By amending § 41.71(a) by deleting the word "from" appearing between the words "range" and "which" and inserting in lieu thereof the word "for".

6. By amending § 41.77 by changing the word "flights" in the last sentence preceding paragraph (a) to read "flight".

7. By amending § 41.153(b)(3) by deleting the word "on" following the word "seats" and inserting in lieu thereof the word "or".

8. By amending the note at the end of § 41.170(c) and §§ 41.300(a), 41.302(a), 41.320, 41.321, 41.322 and 41.371 (c) and (d) by deleting the word "aircraft" where it appears in the note and in those sections and inserting in lieu thereof the word "airplane".

9. By amending § 41.206(a) by changing the word "operations" appearing before the colon at the end of the proviso to read "operation".

10. By amending § 41.207(a) to read as follows:

§ 41.207 Equipment for operations in icing conditions.

(a) Unless an airplane is certificated in accordance with the transport category airworthiness requirements pertaining to ice protection, for operations in icing conditions it shall be equipped with means for the prevention or removal of ice on windshields, wings, empennage, propellers, and other parts of the airplane where ice formation will adversely affect the safety of the airplane.

11. By amending § 41.232(b) by deleting the words "en routes" in the first sentence and inserting in lieu thereof the words "on route".

12. By amending § 41.267 by inserting the word "required" between the words "each crewmember" in the first sentence.

13. By amending § 41.285(a) by inserting the word "required" between the words "each crewmember" in the first sentence.

14. By amending § 41.351(c) by changing the title to read "Responsibility of pilots"; and by changing the phrase "careless and reckless" in subparagraph (2) to read "careless or reckless".

15. By amending § 41.357(b) by deleting the words "in his possession" and inserting in lieu thereof the words "readily available for his use".

16. By amending § 41.365(a)(2) to read "All required crewmembers and dispatchers involved meet the approved training requirements for the airplanes and equipment used in the interchange

and are familiar with the communications and dispatching procedures to be used;"

17. By amending § 41.365(a)(3) to read "All maintenance personnel involved meet the training requirements for the airplanes and equipment, and are familiar with the maintenance procedures applicable to the interchange;"

18. By amending § 41.370 by deleting the words "lifevest" and "lifevests" wherever they appear in that section and inserting in lieu thereof the words "life preserver" and "life preservers", respectively.

19. By amending § 41.382 by deleting the words "existing and anticipated" and by inserting in lieu thereof the words "reported and forecast".

20. By amending § 41.385 to read as follows:

§ 41.385 Communications and navigational facilities required for dispatch.

(a) Except as provided in paragraph (b) of this section, no airplane shall be dispatched over any approved route or route segment unless the communications and navigational facilities required by §§ 41.34 and 41.36 for the approval of the route or route segment are in satisfactory operating condition.

(b) In the event that the facilities required by §§ 41.34 and 41.36 are not available over a route or route segment outside the United States because of technical reasons or other reasons beyond the control of the air carrier, the airplane may be dispatched over such route or route segment if the pilot in command and dispatcher find that communications and navigational facilities equivalent to those required are available and in a satisfactory operation condition.

21. By amending § 41.389(a) by deleting the word "the" preceding the word "paragraph" and inserting in lieu thereof the word "this".

22. By amending § 41.503(a) by deleting the word "maintain" in the first sentence and inserting in lieu thereof the word "contain".

23. By amending § 41.510 to read as follows:

§ 41.510 Alteration and repair reports.

Upon completion of a major alteration or major repair to an airframe, engine, propeller, or appliance, a report thereof shall be promptly prepared by the air carrier. A copy of the major alteration report shall be submitted to, and a copy of the report of the major repair shall be made available to, the representative of the Administrator assigned to the air carrier.

(Secs. 313(a), 601-610, 1102; 72 Stat. 752, 775-780, 797; 49 U.S.C. 1354, 1421-1430, 1502)

Issued in Washington, D.C., on January 12, 1963.

N. E. HALABY,
Administrator.

[F.R. Doc. 63-574; Filed, Jan. 18, 1963; 8:45 a.m.]

SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 62-CE-18]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS [NEW]

Revocation of Federal Airway, Alteration of Control Zone and Control Area Extension

On October 19, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 10261) stating that the Federal Aviation Agency proposed to revoke the United States portion of Red Federal airway No. 20 and its associated control areas between Lansing, Mich., and Windsor, Ont., Canada, and to alter the Lansing control zone.

No adverse comments were received regarding the proposed amendments.

Although not stated in the notice, the Mt. Clemens, Mich., control area extension is bounded in part by Red 20. VOR Federal airway No. 42 east alternate can be substituted for Red 20 in the description of this control area extension with no appreciable change in assigned airspace. Accordingly, such action is taken herein.

Subsequent to publication of the notice, Parts 600 and 601 of the regulations of the Administrator have been consolidated and recodified into a new Part 71 of the Federal Aviation Regulations which became effective December 12, 1962 (27 F.R. 10352, 220-2, November 10, 1962). The airspace actions taken herein reflect the new format and numbering system adopted for these parts.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted and due consideration has been given to all relevant matter presented.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated herein and in the notice, the following actions are taken:

1. In Section 71.107 (27 F.R. 220-4, November 10, 1962, 27 F.R. 11989) Red 20 is deleted.

2. Section 71.165 (27 F.R. 220-59, November 10, 1962) is amended as follows: In the Mt. Clemens, Mich., control area extension "and on the SW by R-20" is deleted and "and on the SW by V-42 E" is substituted therefor.

3. Section 71.171 (27 F.R. 220-91, November 10, 1962) is amended as follows: In the Lansing, Mich., control zone "within 2 miles either side of the Lansing RR E course extending from the 5-mile radius zone to 12 miles E of the RR;" is deleted. In addition, "12 miles NE of the INT of the NW course of the Lansing RR" is deleted and "21.5 miles NE of the VOR" is substituted therefor.

These amendments shall become effective 0001 e.s.t., March 7, 1963.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,
Chief, Airspace Utilization Division.
[F.R. Doc. 63-579; Filed, Jan. 18, 1963; 8:46 a.m.]

[Airspace Docket No. 62-WE-123]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS [NEW]

Alteration and Designation of Control Zones

The purpose of these amendments to Part 71 of the Federal Aviation Regulations is to alter the Burbank, Calif., control zone and to designate a control zone at Van Nuys, Calif. Part 71 [New] was published in the FEDERAL REGISTER on October 24, 1962 as a part of the Agency's recodification program. This new part contains the regulatory material formerly found in Parts 600 and 601 of the Regulations of the Administrator and became effective on December 12, 1962 (27 F.R. 10352, 220-2, November 10, 1962).

The Burbank control zone is presently designated within a 5-mile radius of Lockheed Air Terminal, and within a 5-mile radius of Van Nuys Airport. As designated, the operations for these airports are based on the weather report at Lockheed Air Terminal. Weather, communications and control tower services are available at both airports through the Burbank and Van Nuys control towers. The Federal Aviation Agency has deemed it advisable to designate separate control zones to obtain the maximum operational capability at Burbank and Van Nuys. In addition, a portion of the Burbank control zone presently passes through the center of the Whiteman Airpark, Pacoima, Calif. It has been determined that the air traffic procedures at Burbank and Van Nuys would not be adversely affected if the Whiteman Airpark were excluded from the description of the Burbank control zone. Accordingly, action is taken herein to alter the description of the Burbank control zone by excluding the portion within a 1-mile radius of the Whiteman Airpark, deleting reference to the Van Nuys Airport and by designating a separate control zone at the Van Nuys Airport. Controlled airspace requirements in the Burbank area will be reviewed at a later date under the CAR Amendment 60-21/60-29 implementation program.

Since the changes effected by these amendments reduce a burden on the public, notice and public procedure hereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments will become effective more than thirty days after publication.

In consideration of the foregoing and pursuant to the authority delegated to

me by the Administrator (25 F.R. 12582) the following actions are taken:

1. In § 71.171 (27 F.R. 220-91, November 10, 1962) the Burbank, Calif., control zone is amended to read:

Burbank, Calif.

Within a 5-mile radius of Lockheed Air Terminal, Burbank, Calif. (latitude 34°12'15" N., longitude 118°21'30" W.), excluding the portion west of a line from latitude 34°16'00" N., longitude 118°25'55" W. to latitude 34°09'25" N., longitude 118°25'40" W. and the portion within a 1-mile radius of Whiteman Airpark, Pacoima, Calif. (latitude 34°15'35" N., longitude 118°24'45" W.).

2. Section 71.171 (27 F.R. 220-91, November 10, 1962) is amended by adding the following:

Van Nuys, Calif.

Within a 5-mile radius of Van Nuys Airport (latitude 34°12'30" N., longitude 118°29'15" W.) excluding the portion east of a line from latitude 34°16'00" N., longitude 118°25'55" W. to latitude 34°09'25" N., longitude 118°25'40" W.

These amendments shall become effective 0001 e.s.t., March 7, 1963.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,
Chief, Airspace Utilization Division.

[F.R. Doc. 63-577; Filed, Jan. 18, 1963; 8:46 a.m.]

[Airspace Docket No. 62-EA-43]

PART 75—ESTABLISHMENT OF JET ROUTES [NEW]

Alteration of Jet Routes and Jet Advisory Areas

On November 24, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 11555) stating that the Federal Aviation Agency proposed to alter Jet Routes Nos. 75 and 77 and their associated jet advisory areas.

The Department of the Air Force interposed no objections to the alterations to J-75 and J-77 provided Air Force operations in the Westover AFB, Mass., and Bradley Field, Conn., area are not adversely affected. Any air traffic problems that may exist between en route traffic and terminal operations in the Westover AFB/Bradley Field area will be resolved procedurally by the appropriate air route traffic control center.

No other adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), § 75.100 (27 F.R. 7304, 10357) is amended as follows:

1. In the text of Jet Route No. 75 "Allentown, Pa.," is deleted and "Huguenot, N.Y.," is substituted therefor.

2. In the text of Jet Route No. 77 "Allentown, Pa.; Idlewild, N.Y.," is de-

leted and "Huguenot, N.Y.," is substituted therefor.

These amendments shall become effective 0001 e.s.t., March 7, 1963.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,
Chief, Airspace Utilization Division.

[F.R. Doc. 63-576; Filed, Jan. 18, 1963; 8:46 a.m.]

[Airspace Docket No. 62-WA-67]

PART 75—ESTABLISHMENT OF JET ROUTES [NEW]

Designation of Jet Advisory Area

On July 11, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 6563) stating that the Federal Aviation Agency (FAA) proposed to designate a terminal radar jet advisory area from the Norfolk, Va., VORTAC via the Weeksville, N.C., RBN and control area extension 1181 to the boundary of the continental control area.

Subsequent to the issuance of the notice, Part 602 of the regulations of the Administrator has been recodified into a new Part 75 of the Federal Aviation Regulations which became effective December 12, 1962 (27 F.R. 10352). The airspace actions taken herein reflect the new format and numbering system adopted for this part.

The Department of the Navy did not object to the proposal but recommended "that the language of the final designation of the jet advisory area proposed in Airspace Docket 62-WA-67 clearly indicate that the lateral limits of the proposed area, as well as the route centerline, terminate at the boundary of the continental control area." The Navy also suggested that current procedures for aeronautical charting of all jet advisory areas be reviewed and measures to be taken to correctly depict these areas as terminating at the boundary of the continental control area.

The FAA concurs that the provisions of Special Civil Air Regulation 444 are not applicable beyond the continental control area. However, in the interest of safety, the FAA has endorsed charting of radar jet advisory areas outside the continental control area wherever it is practicable to provide jet radar advisory service. The depiction of such areas has been, and will continue to be, coordinated with the Department of the Navy and the Air Force, with the understanding that participation by pilots is voluntary.

Although not mentioned in the Notice, action is taken herein to designate the Weeksville RBN as a high altitude navigational aid. Since this change does not assign or reassign the use of navigable airspace, notice and public procedure hereon are unnecessary.

The Air Transport Association of America endorsed the proposal. No other comments were received.

Interested persons have been afforded an opportunity to participate in the

making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed rules having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated herein and in the Notice, the following changes are made:

1. In § 75.13 High altitude navigational aids (27 F.R. 10356) the following is added:

(m) Weeksville, N.C.—RBN.

2. In § 75.300 Terminal jet advisory areas (27 F.R. 7317, 10357) the following is added:

Norfolk, Va., jet advisory area—Radar:
a. From Norfolk, Va., via Weeksville, N.C., RBN; thence via the Weeksville RBN 133° bearing to the boundary of the continental control area.

These amendments shall become effective 0001 e.s.t., March 7, 1963.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,
Chief, Airspace Utilization Division.

[F.R. Doc. 63-578; Filed, Jan. 18, 1963; 8:46 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission [Docket C-283]

PART 13—PROHIBITED TRADE PRACTICES

Charmoll Fashions, Inc., et al.

Subpart—Misbranding or mislabeling: § 13.1185 *Composition*: § 13.1185-90 Wool Products Labeling Act; § 13.1212 *Formal regulatory and statutory requirements*: § 13.1212-90 Wool Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition*: § 13.1845-80 Wool Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; secs. 2-5, 54 Stat. 1128-1130; 15 U.S.C. 45, 68) [Cease and desist order, Charmoll Fashions, Inc., et al., St. Paul, Minn., Docket C-283, Dec. 18, 1962]

In the Matter of Charmoll Fashions, Inc., a Corporation, and Harry Saffe, and Harry Katz, Individually and as Officers of Said Corporation

Consent order requiring manufacturers in St. Paul, Minn., to cease violating the Wool Products Labeling Act by falsely labeling the shell of men's and boys' jackets as 100 percent reprocessed wool, the lining as 100 percent Rayon and the interlining as 70 percent reprocessed wool and 30 percent other fibers, and by failing to show the true generic name of fibers present and the percentage thereof on other clothing labels.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Charmoll Fashions, Inc., a corporation, and its officers, and Harry Saffe and Harry Katz, individually and as officers of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the manufacture for introduction into commerce, the introduction into commerce, or the offering for sale, sale, transportation, delivery for shipment or distribution, in commerce, of men's and boys' clothing or other wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such wool products by:

1. Falsely or deceptively stamping, tagging, labeling or otherwise identifying such products as to the character or amount of the constituent fibers contained therein.

2. Failing to securely affix to or place on each product a stamp, tag, label or other means of identification showing in a clear and conspicuous manner, each element of information required to be disclosed by section 4(a) (2) of the Wool Products Labeling Act of 1939.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: December 18, 1962.

By the Commission,

[SEAL]

JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 63-589; Filed, Jan. 18, 1963;
8:47 a.m.]

Title 19—CUSTOMS DUTIES

Chapter II—United States Tariff Commission

PART 206—INVESTIGATIONS OF IMPORT INJURY TO INDUSTRIES, FIRMS, OR WORKERS DUE TO TRADE AGREEMENT CONCESSIONS

Contents of Petition; Correction

In the revision of Title 19, Chapter II, published on December 7, 1962, in 27 F.R. 12117-26, § 206.14 contained an error in that paragraph (b) inadvertently referred to a nonexistent provision of paragraph (a). Section 206.14(b) is corrected by deleting "the injury described under (a)" and substituting therefor "serious injury to the petitioning firm". As corrected, § 206.14 reads as follows:

§ 206.14 Contents of petition.

As a part of each petition under this Subpart C, there shall be attached a completed Tariff Commission Form 301-F. (Copies of this form may be obtained by prospective petitioners from the Secretary of the Commission.) In addition, each petition under this Subpart C shall include the following: (a) A statement of the basis of the claim that the increased imports of the named or de-

scribed foreign article have resulted in major part from trade agreement concessions; (b) enumeration and description of the factors believed to be causing or threatening to cause serious injury to the petitioning firm; and (c) a statement regarding the extent to which increased imports of the named or described foreign article are believed to be such a factor.

By direction of the Commission.

[SEAL]

DONN N. BENT,
Secretary.

JANUARY 17, 1963.

[F.R. Doc. 63-649; Filed, Jan. 18, 1963;
8:50 a.m.]

Title 44—PUBLIC PROPERTY AND WORKS

Chapter I—General Services Administration

SUBCHAPTER C—REAL PROPERTY MANAGEMENT

PART 100—PUBLIC BUILDINGS AND GROUNDS

Subpart B—Supplemental Regulations

PARKING AND TRAFFIC REGULATIONS FOR THE BUREAU OF OLD AGE SURVIVORS INSURANCE, SOCIAL SECURITY BUILDING AREA, WOODLAWN, BALTIMORE COUNTY, MARYLAND

Subpart B of Part 100, Chapter I of Title 44 of the Code of Federal Regulations is amended by adding §§ 100.51-100.54, as follows:

Sec.
100.51 Scope.
100.52 Vehicle parking and traffic.
100.53 Pedestrian traffic.
100.54 Penalties.

AUTHORITY: §§ 100.51 to 100.54 issued under 40 U.S.C. 318-318d; 63 Stat. 377.

§ 100.51 Scope.

The following regulations apply to the parking and operation of vehicles, and to pedestrian traffic, in the area of the building known as the Headquarters Building for the Bureau of Old Age and Survivors Insurance, Social Security Administration, United States Department of Health, Education, and Welfare, located in Woodlawn, Baltimore County, Maryland, referred to in §§ 100.52 and 100.53 as the "BOASI Social Security Building."

§ 100.52 Vehicle parking and traffic.

(a) No person shall operate or park a motor vehicle in the parking areas of, or on the roads adjacent to, the BOASI Social Security Building contrary to these regulations, to the directions of police officers on duty, or to directions of posted signs.

(b) A valid parking permit is required for parking in all sections of the BOASI Social Security Building parking area except as indicated in subparagraphs (1) and (2) of this paragraph. (For the purposes of these regulations, a valid parking permit is a permit issued to a named individual or individuals, by a parking control officer, conspicuously

displayed as directed, to park a specific vehicle identified by license tag number in a designated parking section of the BOASI Social Security Building parking area.) The permit is not transferable and is automatically invalidated upon the resignation of the permit holder or cancellation by a parking control officer, change in license tag number, damage or mutilation of the permit, or loss or pilferage of the permit. Any loss or pilferage of the permit should be reported immediately to a parking control officer.

(1) Parking in any section other than that which corresponds to the permit assignment is prohibited, with the following exceptions:

(i) After 5 p.m., Monday through Friday, day shift employees working beyond their normal tour of duty may park their cars in any unoccupied parking space in any area.

(ii) Employees working Saturdays, Sundays, or on Federal holidays, may park their cars in any unoccupied parking space in any area.

(2) No parking permit is required for a visitor to park in sections identified by posted signs as reserved for visitors, reserved for the exclusive use of Congressional or official representatives, or reserved for employees without assignments. (For the purposes of these regulations, only nonoccupants of the BOASI Social Security Building are recognized as visitors, except that newly assigned personnel shall be regarded as visitors on their first day of duty.) Parking in sections reserved for visitors shall not exceed the time limits indicated by posted signs at these locations, except by special permission of the police officer on duty.

(c) Vehicles shall be parked well inside the marked parking spaces. Parking of vehicles in such a manner as to block or partially block lanes is prohibited.

(d) No vehicle may be parked in excess of 18 hours in one location, unless prior permission for such extended parking has been obtained from the Captain, U.S. Special Police, BOASI Social Security Building.

(e) No vehicles shall be parked or operated in bus stop areas. Taxis or other cars not parking at the building may pick up or drop passengers at the Bus Loop or the North Loop. During rush hours such cars and taxis are to use only the West Entrance. They are not to be parked in the Bus Loop or the North Loop, although they may wait at the curb for a short time if the driver is in the vehicle. Such waiting cars must move on immediately if directed to do so by a police officer on duty.

(f) Vehicles entering the area for the purpose of loading and unloading passengers, will do so only at places designated as loading places or at the direction of police officers on duty.

(g) In any case charging a violation of these rules and regulations governing the parking of a vehicle, proof that the particular vehicle involved in such stated offense was parked in violation of such rules, together with proof that the party charged with the offense was the regis-

tered owner of such vehicle at the time of such parking, shall constitute, in evidence, a prima-facie presumption that such registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred.

§ 100.53 Pedestrian traffic.

Pedestrians shall not walk in areas prohibited by direction of posted signs or contrary to directions of police officers on duty.

§ 100.54 Penalties.

Whoever shall be found guilty of violating these regulations shall be fined not more than \$50 or imprisoned for not more than 30 days, or both.

These regulations are promulgated, pursuant to Public Law No. 566, 80th Congress, approved June 1, 1948, as amended (40 U.S.C. 318-318d), and the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, as a Supplement to the "Rules and Regulations Governing Public Buildings and Grounds," approved by the Administrator of General Services, August 15, 1961.

Dated: January 15, 1963.

BERNARD L. BOUTIN,
Administrator of General Services.

[F.R. Doc. 63-601; Filed, Jan. 18, 1963;
8:49 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—PRACTICE AND PROCEDURE

Safety and Special Radio Service Applications and Proceedings

The Commission having under consideration §§ 1.541 and 1.542 of its rules pertaining to Safety and Special Radio Service applications and proceedings; and

It appearing that changes in these rules are required to reflect functional changes in the internal organization of the Safety and Special Radio Services Bureau which were adopted by the Commission on September 5, 1962 (FCC 62-936, 27 F.R. 9062) and on November 28, 1962 (FCC 62-1229, 27 F.R. 11948), as well as to accomplish certain editorial changes; and

It further appearing that the amendments adopted herein are editorial in nature and pertain to internal procedural matters and therefore the publication and effective date provisions of section 4 of the Administrative Procedure Act are inapplicable; and

It further appearing that the amendments adopted herein are issued pursuant to authority contained in sections 4(i) and 5(d) (1) of the Communications Act of 1934, as amended, and section 0.341(a) of the Commission's rules;

It is ordered, This 10th day of January 1963, that, effective January 21, 1963, §§ 1.541 and 1.542 of the Commission's rules are amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Released: January 11, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

1. Section 1.541 is amended to read as follows:

§ 1.541 How applications are distributed.

Applications for radio station authorizations in the Safety and Special Radio Services are forwarded for processing to the various divisions as follows:

(a) Aviation Radio Division: Air Carrier Aircraft, Private Aircraft, Air-drome Control, Aeronautical Enroute, Aeronautical Fixed, Operational Fixed (Aviation), Aeronautical Utility Mobile, Radionavigation (Aviation), Flight Test, Flying School, Aeronautical Public Service, Civil Air Patrol, Aeronautical Advisory, Aeronautical Metropolitan, Aeronautical Search and Rescue Mobile, and Aeronautical Multicom.

(b) Industrial Radio Division: Business, Forest Products, Industrial Radio-location, Manufacturers, Motion Picture, Petroleum, Power, Relay Press, Special Industrial, Telephone Maintenance, Motor Carrier, Railroad, Taxicab, and Automobile Emergency.

(c) Amateur and Citizens Radio Division: Amateur, Disaster, RACES, and Citizens.

(d) Marine Radio Division: Public Coast Stations, Limited Coast Stations, Stations on Land in the Maritime Radio-determination Service, Fixed Stations associated with the Maritime Mobile Service, Stations operated in the Land Mobile Service for maritime purposes, Stations on Shipboard in the Maritime Services, and Public Fixed Stations in Alaska.

(e) Public Safety Radio Division: Fire, Forestry-Conservation, Highway Maintenance, Local Government, Police, Special Emergency, and State Guard.

2. Section 1.542(b) is amended to delete "LC-Citizens" and "LK-Highway truck" from the entries under "Land Transportation Services", delete "MS-Ship group" from the entries under "Marine Services", and add the following new service in alphabetical order:

§ 1.542 How file numbers are assigned.

* * * * *

(b) * * *

CITIZENS SERVICE

CA—Class A.
CB—Class B.
CC—Class C.
CD—Class D.

[F.R. Doc. 63-602; Filed, Jan. 18, 1963;
8:49 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter II—Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior

SUBCHAPTER G—PROCESSED FISHERY PRODUCTS, PROCESSED PRODUCTS THEREOF, AND CERTAIN OTHER PROCESSED FOOD PRODUCTS

PART 260—INSPECTION AND CERTIFICATION

Fees and Charges

The regulations governing Part 260—Inspection and Certification, of Subchapter G—Processed Fishery Products, Processed Products Thereof, and Certain Other Processed Food Products, relating to fees and charges (50 CFR 260.70 to 260.79) are hereby amended pursuant to the authority contained in section 6(a) of the Fish and Wildlife Act of 1956 (16 U.S.C. 742e(a)), as amended. The amendment as hereinafter set forth revises the schedule of fees and charges for inspection services.

The cost of maintaining the inspection service for processed fishery products and other products has increased materially since the adjustment of fees which became effective June 1, 1962. The basic change is the increase in the hourly rates for continuous inspection from \$4.20 to \$4.45 and for lot inspection from \$6.00 to \$6.50.

Other changes include adjustments in fees for score sheets and fees for additional copies of inspection certificates. The amendment is as follows:

1. Section 260.70 is hereby revised to read as follows:

§ 260.70 Schedule of fees.

(a) Unless otherwise provided in a written agreement between the applicant and the Secretary, the fees to be charged and collected for any inspection service performed under the regulations in this part at the request of the United States, or any agency or instrumentality thereof, shall be in accordance with the applicable provisions of §§ 260.70 to 260.79.

(b) Unless otherwise provided in the regulations in this part, the fees to be charged and collected for any inspection service performed under the regulations in this part shall be based on the applicable rates specified in this section for the type of service performed.

(1) Continuous inspection.

	Per hour
Regular time-----	\$4.45
Overtime-----	5.25

Applicants shall be charged at an hourly rate of \$4.45 per hour for regular time and \$5.25 per hour for overtime in excess of 40 hours per week for services performed by inspectors assigned to plants operating under continuous inspection. Applicants shall be billed monthly at a minimum charge of 8 hours per working day plus overtime, when appropriate, for each inspector.

A minimum yearly charge of 260 days will be made for each inspector permanently assigned to each plant.

(2) *Lot inspection—officially and unofficially drawn samples.*

For lot inspection services performed between the hours of 7:00 a.m. and 5 p.m. of any regular workday—\$6.50 per hour.

For lot inspection services performed between the hours of 5 p.m. and 7 a.m. of any regular workday—\$10.00 per hour.

For lot inspection services performed on Saturday, Sunday, and National legal holidays—\$10.00 per hour.

The minimum fee to be charged and collected for inspection of any lot of product shall be \$4.00.

(c) Fees to be charged and collected for lot inspection services furnished on an hourly basis shall be based on the actual time required to render such service including, but not limited to, the travel, sampling, and waiting time required of the inspector, or inspectors, in connection therewith, at the rate of \$6.50 per hour for each inspector, except as provided in paragraph (b) (2) of this section.

2. Section 260.71 is hereby revised to read as follows:

§ 260.71 Inspection services performed on a resident basis.

Fees to be charged and collected for any inspection service, other than appeal inspection on a resident basis shall be those provided in § 260.70 and shall include such items as listed in this section as are applicable. The fees to be charged for appeal inspections shall be as provided in § 260.74.

(a) A charge for per diem and travel costs incurred by any inspector whose services are required for relief purposes when the regular inspector is on annual, sick, or military leave; *Provided, That,* with regard to military leave, charges for per diem and travel costs incurred

by a relief inspector shall not exceed 15 days per calendar year.

(b) A charge to cover the actual cost to the Bureau of Commercial Fisheries of the travel (including the cost of movement of household goods and dependents), and per diem with respect to each inspector who is transferred (other than for the convenience of the Bureau of Commercial Fisheries), from an official station to the designated plant.

(c) A charge of \$6.50 per hour plus actual costs to the Bureau of Commercial Fisheries for per diem and travel costs incurred in rendering service not specifically covered in this section; such as, but not limited to, initial plant surveys.

3. Section 260.76 is hereby revised to read as follows:

§ 260.76 Charges based on hourly rate not otherwise provided for in this part.

When the appropriate Regional or Area Director determines that any inspection or related service rendered is such that charges based upon the foregoing sections are clearly inapplicable, charges may be based on the time consumed by the inspector in performance of such inspection service at the rate of \$6.50 per hour.

4. Section 260.77 is hereby revised to read as follows:

§ 260.77 Fees for score sheets.

If the applicant for inspection service requests score sheets showing in detail the inspection of each container or sample inspected and listed thereon, such score sheets may be furnished by the inspector in charge of the office of inspection serving the area where the inspection was performed; and such applicant shall be charged at the rate of \$2.75 for each twelve sample units, or fraction thereof, inspected and listed on such score sheets.

5. Section 260.78 is hereby revised to read as follows:

§ 260.78 Fees for additional copies of inspection certificates.

Additional copies of any inspection certificate other than those provided for in § 260.29, may be supplied to any interested party upon payment of a fee of \$2.75 for each set of five (5) or fewer copies.

Notice of proposed rule making, public procedure thereon, and the postponement of the effective date of this revision later than February 1, 1963 (5 U.S.C. 1003), are impracticable, unnecessary and contrary to the public interest in that: (1) The Agricultural Marketing Act of 1946 provides that the fees charged shall, as nearly as possible, cover the cost of the service rendered; (2) the increases set forth herein are necessary to more nearly cover such cost, including but not limited to, increased salaries to Federal employees required by recent legislation; (3) it is imperative that the increase in fees become effective in time to meet such increased costs; (4) users of the inspection service were notified that the rates of fees to be charged for inspection service would be reevaluated as to need for readjustment with each Federal pay act increase by inclusion of § 260.81 into Part 260 Inspection and Certification and published in the *FEDERAL REGISTER* (27 F.R. 4781); and (5) additional time is not required by users of the inspection service to comply with this revision.

(Sec. 205, 60 Stat. 1090, as amended; 7 U.S.C. 1624)

Dated: January 14, 1963, to become effective at 12:01 a.m., February 1, 1963.

STEWART L. UDALL,
Secretary of the Interior.

JANUARY 14, 1963.

[F.R. Doc. 63-590; Filed, Jan. 18, 1963; 8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 1193]

[Docket No. AO 345 RO 1]

RYEGRASS SEED

Notice of Reconvened Hearing on Proposed Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601-674), and the applicable rules of practice and procedure governing the formulation of Marketing Agreements and Orders (7 CFR 900), a public hearing with respect to the proposed Marketing Agreement and Order regulating the handling of ryegrass seed was held in Albany, Oregon, on June 26 and June 27, 1962, pursuant to notice thereof issued June 8, 1962 (27 F.R. 5432). Said hearing was reopened in Houston, Texas, on November 30, 1962, pursuant to notice issued November 10, 1962 (27 F.R. 11022), and was there recessed by the Hearing Examiner on December 1, 1962, until February 5, 1963, at a place to be later determined and announced.

Notice is hereby given that such public hearing will be reconvened in Lenfant's Boulevard Room, 5236 Canal Boulevard, New Orleans, Louisiana, at 10 a.m. local time, February 5, 1963.

Issued this 15th day of January, 1963.

JACK W. BAIN,
Hearing Examiner.

[F.R. Doc. 63-610; Filed, Jan. 18, 1963;
8:50 a.m.]

DEPARTMENT OF LABOR

Division of Public Contracts

[41 CFR Part 50-202]

ELECTRIC LAMP INDUSTRY

Exceptions to Tentative Determination

The time for filing exceptions to the tentative determination of prevailing minimum wages under the Walsh-Healey Public Contracts Act (41 U.S.C. 35) for the electric lamp industry which was published on December 29, 1962 (27 F.R. 12960) is hereby extended to January 31, 1963.

Signed at Washington, D.C., this 16th day of January, 1963.

W. WILLARD WIRTZ,
Secretary of Labor.

[F.R. Doc. 63-615; Filed, Jan. 18, 1963;
8:50 a.m.]

[41 CFR Part 50-202]

SCIENTIFIC, INDUSTRIAL, AND LABORATORY INSTRUMENTS INDUSTRY

Exceptions to Tentative Determination

The time for filing exceptions to the tentative determination of prevailing minimum wages under the Walsh-Healey Public Contracts Act (41 U.S.C. 35) for the scientific, industrial, and laboratory instruments industry which was published on December 29, 1962 (27 F.R. 12964) is hereby extended to February 8, 1963.

Signed at Washington, D.C., this 15th day of January 1963.

W. WILLARD WIRTZ,
Secretary of Labor.

[F.R. Doc. 63-616; Filed, Jan. 18, 1963;
8:50 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71 [New]]

[Airspace Docket No. 61-WA-241]

CONTROLLED AIRSPACE

Proposed Alteration of Control Area

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65) and in consonance with ICAO International Standards and Recommended Practices, notice is hereby given that the Federal Aviation Agency (FAA) is considering an amendment to Part 71 [New] of the Federal Aviation Regulations. This proposal relates to navigable airspace both within and outside the United States.

Applicability of International Standards and Recommended Practices, by the Air Traffic Service, FAA, in areas outside domestic airspace of the U.S. is governed by Article 12 and Annex 11 to the Convention on International Civil Aviation (ICAO), which pertains to the establishment of air navigation facilities and services necessary to promoting safe, orderly and expeditious flow of civil air traffic. Its purpose is to insure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accept-

ing such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state the U.S. agreed by Article 3.D that its state aircraft will be operating in International airspace with due regard for the safety of civil aircraft.

Since this action involves in part the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

The Grand Isle, La., control area is presently designated as the airspace within tangent lines drawn from the circumference of a circle 5 statute miles in radius centered on the Grand Isle RBN extending to the circumference of a circle 15 statute miles in radius centered at a point midway on a rhumb line between the Grand Isle and the Egmont Key, Fla., RBNs thence to the circumference of a circle 5 statute miles in radius centered on the Egmont Key RBN, excluding the portion below 2,000 feet MSL which lies outside the continental limits of the United States.

The Federal Aviation Agency has under consideration a proposal to extend this control area to include the airspace within tangent lines drawn from the circumference of the circle 5 statute miles in radius centered on the Grand Isle RBN extending to the circumference of a circle 15 statute miles in radius centered at a point midway on a rhumb line between the Grand Isle and the Galveston, Tex., RBNs; thence to the circumference of a circle 5 statute miles in radius centered on the Galveston RBN and to exclude the airspace below 5,000 feet MSL on the entire control area extension from Egmont Key to Galveston. The floor of 5,000 feet MSL on Control Area 1226 would provide sufficient free airspace for Department of the Navy Anti-Submarine Warfare operations in the Gulf area.

The alteration of this control area extension, as proposed would afford adequate protection for aircraft operating between Grand Isle and Galveston and provide a more direct route between Miami, Fla., and west coast terminals.

Additionally, the FAA is proposing to designate a compulsory reporting point at the intersection of the Lake Charles, La., RBN 147° and the Grand Isle RBN 273° True bearings. The proposed intersection would provide a point at which

aircraft would be cleared to climb/descend or hold to establish time or altitude separation with aircraft operating via Control Area 1447 between New Orleans, La., and Mexico City, Mexico.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Airspace Utilization Division. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C.

This amendment is proposed under sections 307(a), and 1110, 72 Stat. 749 and 800; 49 U.S.C. 1348 and 1510, and Executive Order 10854, 24 F.R. 9565.

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,

Chief, Airspace Utilization Division.

[F.R. Doc. 63-580; Filed, Jan. 18, 1963; 8:46 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 62-WE-108]

CONTROLLED AIRSPACE

Proposed Alteration of Control Zone

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

The Whidbey Island, Wash., control zone is presently designated within a 5-mile radius of NAS Whidbey Island (Ault Field) (latitude 48°21'05" N., longitude 122°39'20" W.) and within a 5-mile radius of Whidbey Island Seaplane Base (Oak Harbor) (latitude 48°17'15" N., longitude 122°37'30" W.).

The Oak Harbor 5-mile radius zone is presently designated with reference to the Seaplane Mooring facility. It has been determined that the control zone as presently designated does not provide adequate protection for aircraft executing prescribed instrument approach and departure procedures at Oak Harbor. The Federal Aviation Agency has under consideration the alteration of the Whidbey Island control zone by centering the Oak Harbor 5-mile radius zone at the intersection of the north/south and east/west sealane landing areas (latitude 48°14'55" N., longitude 122°35'15"

W.). This would provide protection for aircraft executing prescribed instrument approach and departure procedures at Ault Field and the Oak Harbor Seaplane Base. In addition, the Department of the Navy has requested that a 1-mile radius of OLF Coupeville be included in the Whidbey Island control zone. Further review of the controlled airspace requirements in the Whidbey Island area will be accomplished under the CAR Amendment 60-21/60-29 implementation program.

If this action is taken the Whidbey Island control zone would be designated within a 5-mile radius of Ault Field, Whidbey Island, Wash. (latitude 48°21'05" N., longitude 122°39'20" W.); within a 5-mile radius of Oak Harbor Seaplane Base, Whidbey Island, Wash. (latitude 48°14'55" N., longitude 122°35'15" W.) and within a 1-mile radius of OLF Coupeville Airport, Coupeville, Wash. (latitude 48°11'20" N., longitude 122°37'50" W.).

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue N.W., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,

Chief, Airspace Utilization Division.

[F.R. Doc. 63-581; Filed, Jan. 18, 1963; 8:46 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 62-WE-109]

CONTROLLED AIRSPACE

Proposed Designation of Control Zone

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65),

notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

The Federal Aviation Agency has under consideration the designation of a control zone from 0700 to 1900 hours local time, daily, within a 5-mile radius of Pasco Airport (latitude 46°15'50" N., longitude 119°06'55" W.); within 2 miles either side of the Pasco VOR 036° True radial extending from the 5-mile radius zone to 8 miles northeast of the VOR and within 2 miles either side of the Pasco VOR 132° True radial extending from the 5-mile radius zone to 8 miles southeast of the VOR, excluding the portion within a 1-mile radius of Vista Airport, Kennewick, Wash. (latitude 46°13'10" N., longitude 119°12'55" W.). This control zone would provide protection for aircraft executing prescribed instrument approach and departure procedures at the Pasco Airport. The time of designation would coincide with the hours of operation of the aviation weather reporting service provided by West Coast Airlines. Communications would be provided within the proposed control zone by the Walla Walla, Wash., Flight Service Station remote facilities on the Pasco VOR.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,

Chief, Airspace Utilization Division.

[F.R. Doc. 63-582; Filed, Jan. 18, 1963; 8:46 a.m.]

[14 CFR Part 71 [New] 1

[Airspace Docket No. 62-CE-60]

CONTROLLED AIRSPACE**Proposed Designation of Control Zone and Transition Area**

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65), notice is hereby given that the Federal Aviation Agency is considering amendments to §§ 71.171 and 71.181 of the Federal Aviation Regulations, the substance of which is stated below.

The Federal Aviation Agency has under consideration the designation of a control zone and a transition area at Menominee, Mich. The proposed control zone would be designated from 0600 to 2100 hours local time, daily, within a 5-mile radius of the Menominee County Airport (latitude 45°07'25" N., longitude 87°38'20" W.) and within 2 miles either side of the 351° True radial of a VOR to become operational on or about February 15, 1963, in the vicinity of Menominee, Mich., at latitude 45°10'47" N., longitude 87°38'36" W. extending from the 5-mile radius zone to 8 miles north of the VOR. This control zone would provide protection for aircraft executing prescribed Menominee County Airport instrument arrival and departure procedures. The time of designation would coincide with the hours of operation of the aviation weather reporting service to be provided by North Central Airlines. The proposed transition area would be designated to extend upward from 700 feet above the surface within a 5-mile radius of the Menominee County Airport (latitude 45°07'25" N., longitude 87°38'20" W.) and within 2 miles either side of the 351° True radial of the Menominee VOR extending from the 5-mile radius area to 8 miles north of the VOR, and upward from 1,200 feet above the surface within 5 miles east and 8 miles west of the Menominee VOR 351° and 171° True radials extending from 12 miles north to 3 miles south of the VOR. The portion of the proposed transition area with a floor of 700 feet above the surface would provide protection for aircraft executing prescribed Menominee County Airport instrument arrival and departure procedures during the period of time the Menominee control zone would not be effective. The portion extending upward from 1,200 feet above the surface would provide protection for aircraft executing the VOR holding pattern procedure to be prescribed at the Menominee County Airport.

Communications would be provided within the proposed transition area and control zone by remoted receiver and voice facilities controlled by the FAA's Green Bay, Wis., Flight Service Station.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Central Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 4825 Troost Avenue, Kansas City 10, Mo. All communications received within forty-five days after publication of this notice in the FEDERAL

REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on January 15, 1963.

CLIFFORD P. BURTON,
Chief, Airspace Utilization Division.

[F.R. Doc. 63-583; Filed, Jan. 18, 1963;
8:45 a.m.]

[14 CFR Part 71 [New] 1

[Airspace Docket No. 62-WE-106]

CONTROLLED AIRSPACE**Proposed Designation of Control Zone and Transition Area; Proposed Alteration and Designation of Federal Airway and Associated Control Areas**

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65), notice is hereby given that the Federal Aviation Agency is considering amendments to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

The Federal Aviation Agency has under consideration the following airspace actions:

1. Designate the Cedar City, Utah, control zone within a 5-mile radius of the Cedar City Municipal Airport (latitude 37°42'05" N., longitude 113°05'52" W.) and within 2 miles either side of the 195° True radial of a VOR to be commissioned approximately February 7, 1963 near Cedar City at latitude 37°47'14" N., longitude 113°04'02" W., extending from the 5-mile radius zone to the VOR.
2. Designate the Cedar City transition area as that airspace extending upward from 1,200 feet above the surface within 6 miles east and 10 miles west of the Cedar City VOR 184° and 004° True radials extending from 8 miles south to 20 miles north of the VOR.

3. Redesignate VOR Federal airway No. 21 east alternate, in part, from the Mormon Mesa, Nev., VOR to the Milford, Utah, VOR, via the intersection of the Mormon Mesa VOR 059° and the Cedar

City VOR 197° True radials and the Cedar City VOR.

4. Designate a north alternate to VOR Federal airway No. 8 from the intersection of the Mormon Mesa, Nev., VORTAC 059° and the Cedar City VOR 197° True radials, to the Bryce Canyon VOR via the Cedar City VOR and the intersection of the Cedar City VOR 004° and the Bryce Canyon VOR 292° True radials.

The proposed Cedar City control zone and transition area would provide protection for aircraft executing arrival and departure procedures at the Cedar City Municipal Airport and for aircraft executing holding pattern procedures based on the Cedar City VOR. Communications and weather reporting service would be provided by the FAA's Cedar City Flight Service Station.

Alteration of Victor 21 east alternate to include the use of the new Cedar City VOR would provide more precise navigational guidance for aircraft utilizing this airway. The proposed Victor 8 north alternate would provide a route for VOR equipped aircraft operating between Bryce Canyon and Cedar City.

Outside of the limits of the proposed Cedar City transition area, the control areas associated with the segment of Victor 21 east alternate and Victor 8 north alternate would extend upward from 700 feet above the surface to the base of the continental control area. Within the limits of this transition area, airway control areas would extend upward from 1,200 feet above the surface. The airspace between Victor 8 and the proposed north alternate would not be designated as control area. Further review of the controlled airspace requirements beyond the limits of the Cedar City transition area will be accomplished under the CAR Amendment 60-21 implementation program.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for exami-

nation at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington D.C., on January 15, 1963.

CLIFFORD P. BURTON,
Chief, Airspace Utilization Division.

[F.R. Doc. 63-584; Filed, Jan. 18, 1963;
8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 19]

[Docket No. 14843 (RM-252 etc.); FCC 63-30]

STATION OPERATING REQUIREMENTS

Order Extending Time for Filing Comments

In the matter of amendment of Part 19, Citizens Radio Service, to revise Subpart D, Station Operating Requirements, and to make other changes; Docket No. 14843, RM-252, RM-311, RM-312, RM-342, RM-347.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 9th day of January 1963;

The Commission having before it for consideration a petition filed by the Communications Equipment Manufacturers Association (CEMA) on December 21, 1962, requesting an extension of the time for filing comments in the above-entitled proceeding from January 15, 1963, to April 13, 1963.

It appearing that in support of its request, CEMA states that it was organized only on December 2, 1962, and is presently actively recruiting additional members; that its members have an interest in the manufacture and distribution of products utilized in the Citizens Radio Service and the rule making proposed in this proceeding could alter the status and the marketing potential of equipment for this service; that the members of CEMA, therefore, wish to file comments but that additional time is necessary to properly research, consider, prepare and submit competent comments; and

It further appearing that the Commission has received other informal requests for extension of time; and

It further appearing that in view of the substantial changes proposed, the public interest would be served by allowing some additional time in order to receive properly considered comprehensive comments, not only from the petitioner but also from other interested parties; and

It further appearing that because of the desirability of putting clarifying amendments into effect as soon as possible an extension of 90 days, as requested, is unwarranted, but that an extension of approximately 45 days is reasonable, particularly since the notice of proposed rule making in this proceed-

ing already has provided a comment period of 60 days;

It is ordered, That, pursuant to section 4(1) of the Communications Act of 1934, as amended, the above-described request is granted in part, and that the time for filing original comments is extended from January 15, 1963, to March 4, 1963, and the time for filing reply comments to March 19, 1963.

Released: January 15, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 63-603; Filed, Jan. 18, 1963;
8:49 a.m.]

FEDERAL POWER COMMISSION

[18 CFR Parts 101-125, 201-221]

[Docket No. R-232]

INVESTMENT TAX CREDIT FOR PUBLIC UTILITIES, LICENSEES AND NATURAL GAS COMPANIES

Accounting Treatment; Notice of Proposed Rulemaking

JANUARY 15, 1963.

1. Notice is hereby given of proposed rulemaking in the above-entitled matter.

2. The Commission has under consideration in this matter the prescription of permanent accounting requirements for public utilities, licensees and natural gas companies to reflect the tax credit for investment in certain depreciable property (investment tax credit) provided under section 2 of the Internal Revenue Act of 1962 (26 U.S.C. 38). The Commission previously has prescribed interim accounting procedures to be followed with respect to the investment tax credit until permanent accounting treatment is ordered (Order No. 261, issued January 9, 1963). The Commission is aware that there has been considerable discussion of the accounting treatment of the investment tax credit among accountants, industry representatives and other experts, and that there is general disagreement as to the proper accounting disposition of the credit. Before making a final determination of accounting requirements for the tax credit under its Uniform Systems of Accounts, the Commission wishes to consider carefully all possible accounting dispositions of the credit. Several possibilities which have been brought to the attention of the Commission are:

(a) 100 percent "flow-through" accounting, which would be accomplished by a reduction in actual taxes, Account 409, Income Taxes, in the full amount of the investment tax credit. This accounting treatment would result in the immediate flow through to net income of the full amount of the tax credit.

(b) Enter a credit to Plant in Service (Account 101) in the full amount of the tax credit, debit Account 409, Income Taxes, and reflect the saving as an annual reduction in depreciation over the

life of the property. Under this method, the benefit of the saving would be spread out over the life of the property, rather than being realized in the year in which the investment is made.

(c) "Flow-through" of 48 percent of the investment tax credit and normalization of the remaining 52 percent. Under this method there would be an immediate deduction of only 48 percent of the tax credit amount from the taxes charged to Account 409, Income Taxes. The other 52 percent would be placed in a reserve account, Account 283, Accumulated Deferred Income Taxes—Other, and normalized over the life of the property by an annual debit of Account 283 and credit of Account 411, Income Taxes Deferred in Prior Years. This suggestion is founded on the theory that only 48 percent of the tax credit is a permanent saving inasmuch as the depreciation base for tax purposes must be reduced by the amount of the credit, and the corporate tax rate is 52 percent, so that over the life of the property, 52 percent of the tax credit will be paid by the company in the form of increased taxes due to lower depreciation.

(d) Normalization of the entire amount by setting up a reserve in Account 283, Accumulated Deferred Income Taxes—Other, equal to 100 percent of the tax credit. A corresponding charge would be made to Account 410, Provision for Deferred Taxes. This reserve would be normalized over the life of the property by annually debiting Account 283 and crediting Account 411, Income Taxes Deferred in Prior Years. The effect of this treatment would be to spread the tax benefit over the life of the property as deferred taxes.

(e) Treat the full amount of the tax credit as non-operating income. This would be accomplished by debiting Account 409, Income Taxes, and crediting Account 421, Miscellaneous Non-operating Income.

(f) Set up a new special balance sheet account for the investment tax credit, Unamortized Investment Tax Credit, and make a corresponding charge to Account 409, Income Taxes. Spread back the amount of the credit to income over the life of the property through a charge to another new special income account, Amortization of Investment Tax Credit. This treatment is a form of normalization over the life of the property.

(g) Treat the investment tax credit as a contribution in aid of construction. The accounting treatment would be a credit to Account 271, Contributions in Aid of Construction, and a debit to Account 409, Income Taxes.

(h) Normalization of the entire amount in the same manner as in (d), above, but over a shorter period of time; for example, a five-year period.

3. The Commission in issuing this notice of proposed rulemaking takes no position with regard to the merits of any of the accounting approaches discussed herein.

4. Comments are requested with regard to the merits of any or all of the suggested accounting dispositions of the investment tax credit discussed above,

and any other possible accounting treatments of the tax credit.

5. In the event that the accounting classification makes it appropriate to change the Commission's Uniform System of Accounts and its report forms, it is contemplated that such changes will be made as a part of this proceeding.

6. The accounting requirements are proposed to be issued under the authority granted the Federal Power Commission by the Federal Power Act, as amended, particularly sections 301, 304, and 309 thereof (49 Stat. 854, 855 and 858; 16 U.S.C. 825, 825c, and 825h), and by the Natural Gas Act, particularly sections 8, 10 and 16 thereof (52 Stat. 825, 826, and 830; 15 U.S.C. 717g, 717i and 717o).

7. Any person may submit to the Federal Power Commission, Washington 25, D.C., not later than February 19, 1963, data, views, comments and suggestions in writing concerning the accounting disposition of the investment tax credit. An original and nine conformed copies of any such submittals should be filed. The Commission will consider any such written submittals before acting on the above-entitled matter.

By direction of the Commission.

[SEAL] JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-585; Filed, Jan. 18, 1963;
8:47 a.m.]

Notices

DEPARTMENT OF STATE

[Public Notice 215; Delegation of Authority No. 104-2]

AGRICULTURAL TRADE DEVELOPMENT AND ASSISTANCE ACT OF 1954, AS AMENDED

Delegation of Authority

By virtue of the authority vested in me by Executive Order No. 10900 of January 5, 1961, as amended, and section 4 of the Act of May 26, 1949 (63 Stat. 111) it is ordered as follows:

SECTION 1. Paragraph (5) of section 2(a) of Delegation of Authority No. 104 of November 3, 1961, is hereby amended to read as follows:

(5) The functions conferred upon the Secretary or Department of State by Executive Order No. 10900, exclusive of those so conferred by sections 3(a) and 3(b) (to the extent said functions relate to any function under section 104 of the Agricultural Trade Development and Assistance Act of 1954 specifically reserved to the Secretary or Department of State by this paragraph or delegated to any other agency of the Government by Executive Order No. 10900), 3(b) (to the extent it relates to section 303 of said act), 4(d)(5), 4(d)(8) (to the extent it relates to sections 104(h), 104(o), and 104(p) of the Agricultural Trade Development and Assistance Act of 1954), 4(d)(10), 4(d)(11), 4(d)(12), and 4(d)(14) of that order. The exercise by the Administrator of the functions conferred upon the Secretary by section 3(a) of Executive Order No. 10900 shall be subject to the concurrence required by Department Circular No. 175.

SEC. 2. Paragraph (a) of section 6 of Delegation of Authority No. 104 of November 3, 1961, is hereby amended by adding the following new paragraph (8) at the end thereof:

(8) The function of determining which are friendly nations within the meaning of section 107 of the Agricultural Trade Development and Assistance Act of 1954 for the purpose of negotiating and concluding agreements pursuant to the authority contained in section 3(a) of Executive Order 10900.

SEC. 3. Paragraph (1) of section 6(b) of Delegation of Authority No. 104 of November 3, 1961, is hereby amended by adding the following new subparagraph (D) at the end thereof:

(D) The function conferred upon the Secretary of State by section 3(b) of Executive Order No. 10900 of insuring that all functions exercised under section 303 of the Agricultural Trade Development and Assistance Act of 1954 are consistent with the foreign policy of the United States.

SEC. 4. This Delegation of Authority shall become effective on the date of signature.

Dated: December 18, 1962.

[SEAL]

DEAN RUSK,
Secretary of State.

[F.R. Doc. 63-597; Filed, Jan. 18, 1963; 8:48 a.m.]

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Treasury Dept. Order 167-50]

[CGFR 62-50]

COMMANDANT, U.S. COAST GUARD

Delegation of Functions

By virtue of the authority vested in me by Reorganization Plan No. 26 of 1950, 14 U.S.C. 631, and 10 U.S.C. 2311, there are transferred to the Commandant, U.S. Coast Guard the functions vested in the Secretary of the Treasury under:

1. Chapter 137, Title 10, United States Code, except the power to make determinations and decisions under clauses (11) through (16) of section 2304(a).

2. Clause (11) of 10 U.S.C. 2304(a), but only for contracts requiring the expenditure of not more than \$100,000.

The Commandant may provide for the performance by subordinates in the Coast Guard of any of the functions transferred by paragraph one. The Comptroller of the Coast Guard may be assigned the function transferred by paragraph two.

The delegation contained herein supersedes that previously granted in Treasury Department Order No. 167-26.

Dated: January 11, 1963.

[SEAL]

DOUGLAS DILLON,
Secretary of the Treasury.

[F.R. Doc. 63-600; Filed, Jan. 18, 1963; 8:49 a.m.]

DEPARTMENT OF THE INTERIOR

National Park Service

[Order No. 2]

MAMMOTH CAVE NATIONAL PARK, KENTUCKY; ASSISTANT SUPERINTENDENT ET AL.

Delegation of Authority Regarding Execution of Contracts for Supplies, Equipment or Services

1. *Assistant Superintendent.* The Assistant Superintendent may execute and approve contracts not in excess of \$50,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

2. *Administrative Assistant.* The Administrative Assistant may execute and approve contracts not in excess of \$10,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

3. *Procurement & Property Management Assistant.* The Procurement & Property Management Assistant may execute and approve contracts not in excess of \$2,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

4. This delegation supersedes the delegation contained in Mammoth Cave National Park Order No. 1 (22 F.R. 190). (National Park Service Order No. 14 (19 F.R. 8824); 39 Stat. 535; 16 U.S.C., sec. 2, Region One Order No. 3 (21 F.R. 1493))

Dated: December 13, 1962.

EUGENE J. BARTON,
*Acting Superintendent,
Mammoth Cave National Park.*

[F.R. Doc. 63-598; Filed, Jan. 18, 1963; 8:49 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

FRESH IRISH POTATOES

Notice of Diversion Payment Program DMD 3a

In order to encourage the further utilization of fresh Irish potatoes by diverting them from the normal channels of trade and commerce into the manufacture of potato starch, potato flour, or other approved products, in accordance with section 32, Public Law 320, 74th Congress, approved August 24, 1935, as amended, a diversion payment program was made effective on December 18, 1962, and will continue until further notice, but in any event not later than April 30, 1963, in areas where potato surpluses have created serious marketing problems, where manufacturing facilities are available, and where a marketing plan approved by the Department of Agriculture has been established to assist in effectuating the purpose of the program. Information relative to this diversion program may be obtained from: Fruit and Vegetable Division, Agricultural Marketing Service, Department of Agriculture, Washington 25, D.C.

(Sec. 32, 49 Stat. 774, as amended, 7 U.S.C. 612)

Dated: January 16, 1963.

FLOYD F. HEDLUND,
*Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.*

[F.R. Doc. 63-611; Filed, Jan. 18, 1963; 8:50 a.m.]

**Agricultural Stabilization and
Conservation Service**

MARYLAND TOBACCO

Notice of Referendum

Notice is hereby given that on February 14, 1963, a referendum will be held of farmers engaged in the production in 1962 of Maryland tobacco, pursuant to the provisions of the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1281 et seq.). Notice that consideration would be given to establishing a date for holding the referendum was given in 27 F.R. 10050. The purpose of the referendum is to determine whether the farmers voting favor a national marketing quota for each of the 1963-64, 1964-65, and 1965-66 marketing years for such kind of tobacco. The referendum will be conducted in accordance with the provisions of the Act and the Regulations Governing the Holding of Referenda on Marketing Quotas (23 F.R. 3432, 7285; 25 F.R. 5907; 26 F.R. 7258, 7693, 10208).

In order that arrangements for holding the referendum may be made in an orderly manner and as much advance notice as possible be given to the date of the referendum, it is essential that this notice be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the 30-day effective date requirement of section 4 of the Administrative Procedure Act is impracticable and contrary to the public interest and this notice shall be effective upon filing of this document with the Director, Office of the Federal Register.

Signed at Washington, D.C., on January 15, 1963.

H. D. GODFREY,
Administrator, Agricultural Sta-
bilization and Conservation
Service.

[F.R. Doc. 63-613; Filed, Jan. 18, 1963;
8:50 a.m.]

Office of the Secretary

KANSAS

**Designation of Counties Where Great
Plains Conservation Program Is
Applicable**

Designation of counties within the Great Plains Area of the ten Great Plains States where the Great Plains Conservation Program is specifically applicable.

For the purpose of making contracts based upon the approved plan of farming operations pursuant to the Act of August 7, 1956 (70 Stat. 1115-1117), the following counties in the following State are designated as susceptible to serious wind erosion by reason of their soil types, terrain, and climatic and other factors.

KANSAS

Cloud. Ottawa. Sedgwick.

Done at Washington, D.C., this 15th day of January 1963.

JOHN A. BAKER,
Assistant Secretary.

[F.R. Doc. 63-614; Filed, Jan. 18, 1963;
8:50 a.m.]

DEPARTMENT OF COMMERCE

Bureau of International Programs

[File 24-48]

SWATSON LIVET CO., LTD., ET AL.

**Order Extending Temporary Denial of
Export Privileges**

In the matter of Swatson Livet Co., Ltd., D. Z. Swart, J. Waddas, 3106 Cham-bord Street, Quebec 10, Canada, respondents; File 24-48.

An order temporarily denying export privileges for a period of ninety days was issued in the above matter on October 16, 1962 (27 F.R. 10304). This order was issued in connection with an investigation instituted by the Investigations Staff, Bureau of International Programs into activities of the respondents in obtaining commodities of U.S. origin, including spare parts for machinery and equipment of U.S. origin, and the shipment or participation in the shipment of such commodities to Cuba. The investigation is continuing.

The Director of the Investigations Staff, Bureau of International Programs, has applied under § 382.11 of the Export Regulations for the extension of the temporary order.

This matter has been considered by the Compliance Commissioner who, being fully advised thereof, has reported his recommendations to me that the present temporary order be extended for a period of sixty days since such will be in the public interest and is necessary for the effective enforcement of the law. I do so find. *It is therefore ordered:*

(1) The respondents, Swatson Livet Co. Ltd., D. Z. Swart, and J. Waddas, and their successors, agents, and employees, are hereby denied all privileges of participating directly or indirectly in any manner, form, or capacity in any exportation of any commodity or technical data from the United States to any foreign destination, including Canada. Without limitation of the generality of the foregoing, participation in an exportation shall include and prohibit respondents' participation (a) as a party to or as representative of a party to any validated export license application; (b) in the obtaining or using of any validated or general export license or other export control document; (c) in the receiving, ordering, buying, selling, delivering or disposing of any commodities and technical data in whole or in part exported or to be exported from the United States; and (d) in the financing, forwarding, transporting, or other servicing of exports from the United States;

(2) Such denial of export privileges shall apply not only to said respondents, but also to any successor and to any other person, firm, corporation, or business organization with which any respondent may be now or hereafter related by ownership, affiliation, control, position of responsibility, or other connection in the conduct of trade which may involve exports from the United States or services connected therewith;

(3) This order extends the temporary order entered on October 16, 1962 and

shall remain in effect for a period of sixty days following the expiration of said temporary order, unless it is hereafter extended, amended, modified or vacated in accordance with the provisions of the United States Export Regulations.

(4) No person, firm, corporation, or other business organization, within the United States or elsewhere, and whether or not engaged in trade relating to exports from the United States, without prior disclosure of the facts to, and specific authorization from the Bureau of International Programs shall directly or indirectly in any manner, form, or capacity (a) apply for, obtain, transfer, or use any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation of commodities from the United States, or (b) order, receive, buy, sell, use, deliver, dispose of, finance, transport, forward, or otherwise service or participate in an exportation from the United States, or in a reexportation of any commodity exported from the United States, with respect to which any of the persons or companies within the scope of paragraphs (1) and (2) hereof may receive any benefit or have any interest or participation of any kind or nature, direct or indirect;

(5) A certified copy of this order shall be served upon the respondents;

(6) In accordance with the provisions of § 382.11(c) of the Export Regulations, the respondents may move at any time to vacate or modify this temporary denial order by filing an appropriate motion therefor, supported by evidence, with the Compliance Commissioner and may request oral hearing thereon, which if requested, shall be held before the Compliance Commissioner at Washington, D.C., at the earliest convenient date.

Dated: January 11, 1963.

FORREST D. HOCKERSMITH,
Director,
Office of Export Control.

[F.R. Doc. 63-599; Filed, Jan. 18, 1963;
8:49 a.m.]

ATOMIC ENERGY COMMISSION

**NOTICE OF AGREEMENT WITH THE
STATE OF TEXAS**

Notice is hereby given that Chairman Glenn T. Seaborg, on behalf of the Atomic Energy Commission, and the Hon. Price Daniel, Governor of the State of Texas, have signed the attached Agreement for discontinuance of certain Commission regulatory authority. The Agreement is published in accordance with the requirements of Public Law 86-373 (section 274 of the Atomic Energy Act of 1954, as amended). The exemptions from the licensing requirements of Chapters 6, 7, and 8 of the Atomic Energy Act are contained in Part 150 of the Commission's regulations (10 CFR Part 150), which was published in the February 14, 1962, issue of the FEDERAL REGISTER (27 F.R. 1351).

Dated at Washington, D.C., this 15th day of January 1963.

For the Atomic Energy Commission.

WOODFORD B. MCCOOL,
Secretary.

Agreement Between the United States Atomic Energy Commission and the State of Texas for Discontinuance of Certain Commission Regulatory Authority and Responsibility Within the State Pursuant to Section 274 of the Atomic Energy Act of 1954, as Amended

Whereas the United States Atomic Energy Commission (hereinafter referred to as the Commission) is authorized under section 274 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as the Act) to enter into agreements with the Governor of any State providing for discontinuance of the regulatory authority of the Commission within the State under chapters 6, 7, and 8 and section 161 of the Act with respect to byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass; and

Whereas the Governor of the State of Texas is authorized under Article 4590f of the Texas Revised Civil Statutes to enter into this Agreement with the Commission; and

Whereas the Governor of the State of Texas certified on November 5, 1962, that the State of Texas (hereinafter referred to as the State) has a program for the control of radiation hazards adequate to protect the public health and safety with respect to the materials within the State covered by this Agreement, and that the State desires to assume regulatory responsibility for such materials; and

Whereas, the Commission found on December 19, 1962, that the program of the State for the regulation of the materials covered by this Agreement is compatible with the Commission's program for the regulation of such materials and is adequate to protect the public health and safety; and

Whereas the State recognizes the desirability and importance of maintaining continuing compatibility between its program and the program of the Commission for the control of radiation hazards in the interest of public health and safety; and

Whereas the Commission and the State recognize the desirability of reciprocal recognition of licenses and exemption from licensing of those materials subject to this Agreement; and

Whereas this Agreement is entered into pursuant to the provisions of the Atomic Energy Act of 1954, as amended;

Now, therefore, it is hereby agreed between the Commission and the Governor of the State, acting in behalf of the State, as follows:

ARTICLE I

Subject to the exceptions provided in Articles II, III, and IV, the Commission shall discontinue, as of the effective date of this Agreement, the regulatory authority of the Commission in the State under Chapters 6, 7, and 8, and section

161 of the Act with respect to the following materials:

- A. Byproduct materials;
- B. Source materials; and
- C. Special nuclear materials in quantities not sufficient to form a critical mass.

ARTICLE II

This Agreement does not provide for discontinuance of any authority and the Commission shall retain authority and responsibility with respect to regulation of:

- A. The construction and operation of any production or utilization facility;
- B. The export from or import into the United States of byproduct, source, or special nuclear material, or of any production or utilization facility;
- C. The disposal into the ocean or sea of byproduct, source, or special nuclear waste materials as defined in regulations or orders of the Commission;
- D. The disposal of such other byproduct, source, or special nuclear material as the Commission from time to time determines by regulation or order should, because of the hazards or potential hazards thereof, not be so disposed of without a license from the Commission.

ARTICLE III

Notwithstanding this Agreement, the Commission may from time to time by rule, regulation, or order, require that the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source, byproduct, or special nuclear material shall not transfer possession or control of such product except pursuant to a license or an exemption from licensing issued by the Commission.

ARTICLE IV

This Agreement shall not affect the authority of the Commission under subsection 161 b or i of the Act to issue rules, regulations, or orders to protect the common defense and security, to protect restricted data or to guard against the loss or diversion of special nuclear material.

ARTICLE V

The Commission will use its best efforts to cooperate with the State and other agreement states in the formulation of standards and regulatory programs of the State and the Commission for protection against hazards of radiation and to assure that State and Commission programs for protection against hazards of radiation will be coordinated and compatible. The State will use its best efforts to cooperate with the Commission and other agreement states in the formulation of standards and regulatory programs of the State and the Commission for protection against hazards of radiation and to assure that the State's program will continue to be compatible with the program of the Commission for the regulation of like materials. The State and the Commission will use their best efforts to keep each other informed of proposed changes in their respective rules and regulations and licensing, inspection and enforcement policies and criteria, and to obtain

the comments and assistance of the other party thereon.

ARTICLE VI

The Commission and the State agree that it is desirable to provide for reciprocal recognition of licenses for the materials listed in Article I licensed by the other party or by any agreement state. Accordingly, the Commission and the State agree to use their best efforts to develop appropriate rules, regulations, and procedures by which such reciprocity will be accorded.

ARTICLE VII

The Commission, upon its own initiative after reasonable notice and opportunity for hearing to the State, or upon request of the Governor of the State, may terminate or suspend this Agreement and reassert the licensing and regulatory authority vested in it under the Act if the Commission finds that such termination or suspension is required to protect the public health and safety.

ARTICLE VIII

This Agreement shall become effective on March 1, 1963, and shall remain in effect unless, and until such time as it is terminated pursuant to Article VII.

Done at Austin, State of Texas, in triplicate, this 10th day of January 1963.

For the United States Atomic Energy Commission.

[SEAL]

GLENN T. SEABORG,
Chairman.

For the State of Texas.

[SEAL]

PRICE DANIEL,
Governor.

[F.R. Doc. 63-572; Filed, Jan. 18, 1963;
8:45 a.m.]

[Docket No. 50-202]

UNIVERSITY OF NEVADA

Notice of Proposed Issuance of Construction Permit

Please take notice that the Atomic Energy Commission proposes to issue to University of Nevada a construction permit substantially in the form set forth below. This license authorizes construction of an Atomics International Model L-77 solution-type reactor on the University of Nevada campus at Reno, Nevada.

The Commission has found that the application, as amended, complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in 10 CFR Ch. I.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing, and any person whose interest may be affected by the proposed issuance of this construction permit may file a petition for leave to intervene. A request for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's regulation (10 CFR Part 2). If a request for a hearing or a peti-

tion for leave to intervene is filed within the time prescribed in this notice, a notice of hearing or an appropriate order will be issued.

For further details with respect to this proposed issuance, see (1) the application and amendments thereto and (2) the related hazards analysis prepared by the Test and Power Reactor Safety Branch of the Division of Licensing and Regulation, all of which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of Item (2) above may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington 25, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 11th day of January 1963.

For the Atomic Energy Commission,

SAUL LEVINE,
Chief, Test and Power Reactor
Safety Branch, Division of
Licensing and Regulation.

PROPOSED CONSTRUCTION PERMIT

1. By application dated September 14, 1962, and application amendment dated November 5, 1962 (hereinafter referred to as "the application") University of Nevada requested a Class 104 license, authorizing construction and operation on the University of Nevada campus at Reno, Nevada, of a 10 watts (thermal) Model L-77 solution-type nuclear reactor (hereinafter referred to as "the reactor").

2. The Atomic Energy Commission (hereinafter referred to as "the Commission") finds that:

A. The reactor will be a utilization facility as defined in the Commission's regulations contained in Title 10, Chapter 1, CFR, Part 50, "Licensing of Production and Utilization Facilities."

B. The reactor will be used in the conduct of research and development activities of the types specified in section 31 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as "the Act").

C. University of Nevada is financially qualified to construct and operate the reactor in accordance with the regulations contained in Title 10, Chapter 1, CFR, Part 50, to assume financial responsibility for the payment of Commission charges for special nuclear material and to undertake and carry out the proposed use of such material for a reasonable period of time.

D. University of Nevada and its contractor, Atomic International, a Division of North American Aviation, Inc., are technically qualified to design, construct and operate the reactor.

E. University of Nevada has submitted sufficient information to provide reasonable assurance that a reactor of the general type can be constructed and operated at the proposed location without undue risk to the health and safety of the public.

F. The issuance of a construction permit to University of Nevada will not be inimical to the common defense and security or to the health and safety of the public.

3. Pursuant to the Act and Title 10, Chapter 1, CFR, Part 50, "Licensing of Production and Utilization Facilities," the Commission hereby issues a construction permit to University of Nevada to construct the reactor in accordance with the application. This permit shall be deemed to contain and be subject to the conditions specified in §§ 50.54 and 50.55 of said regulations; is subject to all applicable provisions of the

Act and rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified below:

A. The earliest completion date of the reactor is February 1, 1963. The latest date for completion of the reactor is June 30, 1963. The term "completion date" as used herein, means the date on which construction of the reactor is completed except for the introduction of the fuel material.

B. The reactor shall be constructed and located at the location on the campus of the University of Nevada at Reno, Nevada, specified in the application.

4. This permit is provisional to the extent that a license authorizing operation of the facility will not be issued by the Commission unless University of Nevada has submitted to the Commission (by amendment of the application) additional data required to complete the hazards analysis for operating the proposed facility and the Commission has found the final design provides reasonable assurance that the health and safety of the public will not be endangered by operation of the reactor in accordance with specified procedures.

5. Upon completion (as defined in paragraph "3.A." above) of the construction of the reactor in accordance with the terms and conditions of this permit, upon filing of the additional information needed to bring the original application up-to-date, and upon finding that the reactor has been constructed and will operate in conformity with the application as amended and in conformity with the provisions of the Act and of the rules and regulations of the Commission, and in the absence of any good cause being shown to the Commission why the granting of a license would not be in accordance with the provisions of the Act, the Commission will issue a Class 104 license to the University of Nevada pursuant to section 104c of the Act, which license shall expire forty (40) years after the date of this construction permit.

Date of issuance:

For the Atomic Energy Commission,

SAUL LEVINE,
Chief, Test and Power Reactor
Safety Branch, Division of Licensing
and Regulation.

[F.R. Doc. 63-573; Filed, Jan. 18, 1963;
8:45 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 14912]

JOSIAH M. HART

Order To Show Cause

In the matter of Josiah M. Hart, Denver, Colorado; order to show cause why there should not be revoked the license for Radio Station WAOCN in the Amateur Radio Service.

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, having under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.76 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee at his address of record as follows: Official Notice of Violation

mailed March 30, 1962, alleging that on March 4, 1962, Amateur radio station WAOCN was observed in violation of § 12.111 of the Commission's rules.

It further appearing, that said licensee did not reply to such communication or to a follow-up letter dated June 7, 1962, also mailed to the licensee at his address of record; and

It further appearing, that, in view of the foregoing, the licensee has repeatedly violated § 1.76 of the Commission's rules;

It is ordered, This 14th day of January 1963, pursuant to section 312 (a) (4) and (c) of the Communications Act of 1934, as amended, and section 0.291(b) (8) of Part 0 of the Commission's rules, that the said licensee show cause why the license for the above-captioned radio station should not be revoked, and appear and give evidence in respect thereto at a hearing to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Acting Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said licensee at his last known address of 1232 Lipan Drive, Denver, Colorado.

Released: January 16, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 63-606; Filed, Jan. 18, 1963;
8:50 a.m.]

[Docket No. 14733; FCC 63M-75]

HUDSON VALLEY BROADCASTING CORP. (WEOK)

Order Continuing Hearing

In re application of Hudson Valley Broadcasting Corporation (WEOK), Poughkeepsie, New York, Docket No. 14733, File No. BP-14590; for construction permit.

Pursuant to agreement of counsel for all parties present at the further pre-hearing conference held on January 11, 1963: It is ordered, This 11th day of January 1963, that the following procedural dates are established, superseding, to the extent applicable, the dates set forth in the Hearing Examiner's Order released December 10, 1962:

Exchange of applicant's additional engineering exhibits and notification by applicant of witnesses it intends to produce in support of its direct case, January 21, 1963. Notification by the other parties of witnesses, if any, desired for cross-examination, January 22, 1963.

It is further ordered, That the hearing, presently scheduled to commence on January 14, 1963, is continued to 10:00 a.m., January 23, 1963.

Released: January 15, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 63-604; Filed, Jan. 18, 1963;
8:50 a.m.]

[Docket No. 14911]

BILL SMITH**Order To Show Cause**

In the matter of Bill Smith, Hoisington, Kansas; order to show cause why there should not be revoked the license for Radio Station 17Q0944 in the Citizens Radio Service.

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, having under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.76 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee at his address of record as follows: Letter from the Commission dated October 24, 1962, concerning alleged violation of section 310(b) of the Communications Act of 1934, as amended.

It further appearing, that said licensee did not reply to such communication or to a follow-up letter dated Nov. 28, 1962, also mailed to the licensee at his address of record; and

It further appearing, that, in view of the foregoing, the licensee has repeatedly violated § 1.76 of the Commission's rules;

It is ordered, This 14th day of January 1963, pursuant to section 312 (a) (4) and (c) of the Communications Act of 1934, as amended, and section 0.291(b) (8) of Part 0 of the Commission's rules, that the said licensee show cause why the license for the above-captioned radio station should not be revoked, and appear and give evidence in respect thereto at a hearing to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Acting Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said licensee at his last known address of R.R. No. 2, Hoisington, Kansas.

Released: January 16, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] BEN F. WAPLE,
Acting Secretary.[F.R. Doc. 63-607; Filed, Jan. 18, 1963;
8:50 a.m.]

[Docket No. 14913]

VIRGINIAN, INC.**Order To Show Cause**

In the matter of Virginian, Inc., Wicomico Church, Virginia; order to show cause why there should not be revoked the license for Radio Station WH-6683 Aboard the Vessel "Virginian."

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, having under consideration the matter of certain alleged violations of the Commission's

rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.76 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee at his address of record as follows: Official Notice of Violation dated July 26, 1962, alleging violation of § 8.366(f) (1) of the Commission's rules on July 14, 1962.

It further appearing, that said licensee did not reply to such communication or to a follow-up letter dated Sept. 14, 1962, also mailed to the licensee at his address of record; and

It further appearing that, in view of the foregoing, the licensee has repeatedly violated § 1.76 of the Commission's rules;

It is ordered, This 14th day of January, 1963, pursuant to section 312(a) (4) and (c) of the Communications Act of 1934, as amended, and section 0.291 (b) (8) of Part 0 of the Commission's rules, that the said licensee show cause why the license for the above-captioned radio station should not be revoked, and appear and give evidence in respect thereto at a hearing to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Acting Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said licensee at his last known address of Wicomico Church, Virginia.

Released: January 16, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] BEN F. WAPLE,
Acting Secretary.[F.R. Doc. 63-609; Filed, Jan. 18, 1963;
8:50 a.m.]

[Docket Nos. 14857-14862; FCC 63M-82]

WELLERSBURG TV, INC., AND PEOPLE'S COMMUNITY TELEVISION ASSOCIATION, INC.**Order Continuing Hearing**

In re applications of: Wellersburg TV, Inc., Wellersburg, Pennsylvania, Docket No. 14857, File No. BPTTV-1174; Wellersburg TV, Inc., Wellersburg, Pennsylvania, Docket No. 14858, File No. BPTTV-1175; Wellersburg TV, Inc., Wellersburg, Pennsylvania, Docket No. 14859, File No. BPTTV-1176; People's Community Television Association, Inc., LaVale, Maryland, Docket No. 14860, File No. BPTTV-1177; People's Community Television Association, Inc., LaVale, Maryland, Docket No. 14861, File No. BPTTV-1178; People's Community Television Association, Inc., LaVale, Maryland, Docket No. 14862, File No. BPTTV-1179; for construction permits for VHF Translator Stations.

On the Examiner's own motion: *It is ordered*, This 15th day of January 1963, that a further prehearing conference in

the above-entitled matter, be, and the same is, hereby continued without date.

It is further ordered, That the hearing in this proceeding presently scheduled for February 4, 1963, in Cumberland, Maryland, be, and the same is, hereby continued without date.

Released: January 16, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] BEN F. WAPLE,
Acting Secretary.[F.R. Doc. 63-605; Filed, Jan. 18, 1963;
8:50 a.m.]

[Docket No. 14914]

RUSSELL O. WELLS**Order To Show Cause**

In the matter of Russell O. Wells, Seattle 7, Washington; order to show cause why there should not be revoked the license for Radio Station WR-2686 aboard the vessel "Swordfish."

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, having under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.76 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee at his address of record as follows: Official Notice of Violation dated July 5, 1962, alleging violation of § 8.33 of the Commission's rules.

It further appearing, that said licensee did not reply to such communication or to a follow-up letter dated August 6, 1962, also mailed to the licensee at his address of record; and

It further appearing, that, in view of the foregoing, the licensee has repeatedly violated § 1.76 of the Commission's rules;

It is ordered, This 14th day of January 1963, pursuant to section 312(a) (4) and (c) of the Communications Act of 1934, as amended, and section 0.291(b) (8) of Part 0 of the Commission's rules, that the said licensee show cause why the license for the above-captioned radio station should not be revoked, and appear and give evidence in respect thereto at a hearing to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Acting Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said licensee at his last known address of 7001 Seaview Avenue NW., Seattle, Washington.

Released: January 16, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] BEN F. WAPLE,
Acting Secretary.[F.R. Doc. 63-608; Filed, Jan. 18, 1963;
8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP63-65]

CITIES SERVICE GAS CO.

Notice of Application and Date of Hearing

JANUARY 14, 1963.

Take notice that on September 17, 1962, as supplemented on September 19, 1962, Cities Service Gas Co. (Applicant), P.O. Box 1995, Oklahoma City, Okla., filed in Docket No. CP63-65 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction during the calendar year 1963 and the operation of field facilities to enable Applicant to take into its certificated main pipeline system natural gas which will be purchased from producers thereof, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The purpose of this "budget-type" application is to augment Applicant's ability to act with reasonable dispatch in contracting for and connecting to its pipeline system new supplies of natural gas in various producing areas generally coextensive with said system.

The total cost of the proposed facilities will not exceed a maximum of \$3,000,000, and no single project will exceed a cost of \$500,000. The application states that the proposed facilities will be financed from treasury cash.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on February 20, 1963, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 130(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 11, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-586; Filed, Jan. 18, 1963; 8:47 a.m.]

No. 14—4

[Docket No. CI62-1451 etc.]

SCHERMERHORN OIL CORP. ET AL.

Notice of Applications and Date of Hearing

JANUARY 14, 1963.

Schermerhorn Oil Corporation (Operator), et al., Docket No. CI62-1451; Socony Mobil Oil Company, Inc., Docket No. CI63-102; Shoreline Petroleum Corporation (Operator), et al., Docket No. CI63-136; The Pure Oil Company, Docket No. CI63-157; Shoreline Petroleum Corporation, Docket No. CI63-192; Michel T. Halbouty, Docket No. CI63-236; W. H. Appell (Operator), et al., Docket No. CI63-275; Agsco Minerals Corporation, Docket No. CI63-294; Sohio Petroleum Company, Docket No. CI63-339; W. H. Mossor d/b/a Devil's Tea Table Oil & Gas Co., Docket No. CI63-378; M. J. Moran, et al., Docket No. CI63-379; Tidewater Oil Company, Docket No. CI63-405; G. E. Kadane & Sons, et al.,¹ Docket No. CI63-419; Russell Messinger Gas Co., Docket No. CI63-427; C. L. Connolly Gas Co., Docket No. CI63-430; Carrl Oil & Hawn Brothers, Docket No. CI63-440; Toto Gas Company, Docket No. CI63-450; James M. Cunningham, Docket No. CI63-457; Sinclair Oil & Gas Company, Docket No. CI63-458; LuRay Land, Inc., Docket No. CI63-460.

J. D. Foley, Docket No. CI63-461; Sun-ray DX Oil Company, Docket No. CI63-476; Bradco Properties, Inc., Docket No. CI63-477; Union Texas Petroleum, a Division of Allied Chemical Corporation (Operator) et al., Docket No. CI63-491; Craddock Gas Company, Docket No. CI63-492; Hydrocarbon Chemicals, Inc., Docket Nos. CI63-504, G-20367; Hydrocarbon Chemicals, Inc., Docket Nos. CI63-506, G-20363; Pan American Petroleum Corporation, Docket No. CI63-513; Vincent & Welch, Inc. (operator), et al., Docket No. CI63-517; Shell Oil Company, Docket No. CI63-520; Atlantic Oil Corporation, Docket No. CI63-560; Durham Drilling Co., Inc. (Operator), et al., Docket No. CI63-573; Slick Oil Corporation (Operator), et al., Docket No. CI63-580; Oil Drilling, Inc., et al., Docket No. CI63-652.

Take notice that each of the above Applicants has filed an application pursuant to section 7(b) of the Natural Gas Act, for permission and approval to abandon service, as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the respective applications, and any amendments thereto, which are on file with the Commission and open to public inspection.

The respective applicants seek permission and approval to abandon service as indicated in the attached tabulation.

Docket Nos. in which filed and previously authorized	Field and location	Purchaser	Reasons for abandonment	Notice of cancellation and rate schedule filing	
				Number	Supplement
CI62-1451	Whitten Lease, Lea County, N. Mex.	El Paso Natural Gas Co.	Depleted	14	4
G-18089 ¹	Gobel, Live Oak County, Tex.	Texas Eastern Transmission Corp.	do	29	15
CI63-102	West Holly, Dewitt County, Tex.	do	do	15	11
CI63-136	South Rhodes, Barber County, Kans.	Cities Service Gas Co.	do	44	3
G-11180	Wilhelm, Goliad County, Tex.	Valley Gas Transmission Inc.	do	23	1
CI63-157	South Garwood, Colorado County, Tex.	Texas Eastern Transmission Corp.	do	6	3
G-16281	East Mathis, San Patricio County, Tex.	Gas Gathering Co.	do	1	1
CI63-192	Refugio, Refugio County, Tex.	United Gas Pipe Line Co.	do	1	6
G-19587	Fields, Beauregard Parish, La.	do	do	12	7
CI63-236	Murphy District, Richie County, W. Va.	Hope Natural Gas Co.	do	43	1
G-13225	Freeman's Creek District, Lewis County, W. Va.	do	(?)	4	
CI63-275	Savoy Field, St. Landry Parish, La.	United Fuel Gas Co.	Depleted	60	10
G-9372	South Rangley, Rio Blanco County, Colo.	El Paso Natural Gas Co.	do	31	2
CI63-294			do	43	2
G-10327			do	31	2
CI63-339			do	31	2
G-4584		Champlin Oil & Refining Company.	do	36	2
CI63-378		Equitable Gas Co.	do	10	3
CI63-492		Hope Natural Gas Co.	do	2	2
CI63-379		South Texas Natural Gas Gathering Co.	do	10	1
G-7474		Cities Service Gas Co.	do	1	4
CI63-405		Texas Gas Transmission Corp.	do	187	1
G-12174		Tennessee Gas Transmission Co.	do	8	1
CI63-419		Hope Natural Gas Co.	do	2	4
G-13461		do	do	52	4
G-13462		United Gas Pipe Line Co.	do		
G-13463					
G-13728					
CI63-427	Stewarts Creek, Gilmer County, W. Va.				
G-2653, G-9020	Leading Creek, Gilmer County, W. Va.				
CI63-430	Bob Cooper, Brooks County, Tex.				
G-5573	Meridian, Logan County, Okla.				
CI63-440	Bayou Mollet, Acadia Parish, La.				
G-19146	Gyp Hill, Brooks County, Tex.				
CI63-450	Court House District, Lewis County, W. Va.				
CI61-1204	West Union District, Doddridge County, W. Va.				
G-11280	Egan, Acadia Parish, La.				
CI63-458					
G-20597					
CI63-460					
CI61-321					
CI63-461					
G-5438					
CI63-476					
G-6051					

See footnotes at end of table.

¹ Joint application by G. E. Kadane & Sons, Vanson Production Corp., James A. Vandever and Vanstates Oil Corp.

Docket Nos. in which filed and previously authorized	Field and location	Purchaser	Reasons for abandonment	Notice of cancella- tion and rate schedule filing	
				Number	Supple- ment
CI63-477 G-18082 CI63-491 G-9422, G-9425, G-9828, G-9829 G-12109, G-15808.	Grand Coulee, Acadia Parish, La.	Transcontinental Gas Pipe Line Corp.	Depleted	1	1
CI63-492	Dilworth, Kay County, Okla.; Hilltop, Cowley County, Kans., and Wither-Munger, Oklahoma County, Okla.	Wunderlich Development Co.	do.	33	3
CI63-504	Sheridan District, Lincoln County, W. Va.	South Penn Oil Co.	do.	35	3
CI63-506	Court House District, Lewis County, W. Va.	Hope Natural Gas Co.	do.	36	3
G-20367	do.	do.	do.	37	3
CI63-506 G-20363	do.	do.	To abandon service proposed in G-20367.	43	2
CI63-513 G-4796	Northeast Lisbon, Claiborne Parish, La.	United Gas Pipe Line Co.	To abandon service proposed in G-20363.	51	3
CI63-517 G-2963	Sweetville, Beauregard Parish, La.	Trunkline Gas Co.	Depleted	1	2
CI63-520 G-4432	Aberdeen, Monroe County, Miss.	Texas Eastern Transmission Corp.	do.	6	2
CI63-560 G-12433	Acreage in Lincoln County, Okla.	Cities Service Gas Co.	do.	4	7
CI63-573 G-16030	Acreage in Ochiltree County, Tex.	Northern Natural Gas Co.	do.	44	5
CI63-580 G-19602	Sterling, Logan County, Colo.	Kansas-Nebraska Natural Gas Co., Inc.	do.	2	1
CI63-652 G-14516	Tidehauer, Matagorda County, Tex.	Texas Eastern Transmission Corp.	do.	14	1
			do.	1	1

¹ Temporary authority granted Sept. 17, 1959. Original application in G-18089 permitted to be withdrawn May 25, 1962.

² Application states that the Circuit Court of Lewis County, W. Va., has adjudged that the acreage covered by applicant's Rate Schedule No. 4 is located upon lands covered by Russell Oil & Gas Co.'s Schedule No. 1 and included by authorization in G-7474.

³ G. E. Kadane & Sons.

⁴ Vanson Production Corp.

⁵ James W. Vandever.

⁶ Vandever, W. W.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on February 19, 1963, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such applications: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 4, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-587; Filed, Jan. 18, 1963; 8:47 a.m.]

[Docket No. CP63-146]

TENNESSEE GAS TRANSMISSION CO. AND SOUTHERN NATURAL GAS CO.

Notice of Application and Date of Hearing

JANUARY 14, 1963.

Take notice that on November 28, 1962, Tennessee Gas Transmission Co. (Tennessee), P.O. Box 2511, Houston, 1, Tex., and Southern Natural Gas Co. (Southern), P.O. Box 2523, Birmingham, Ala., filed in Docket No. CP63-146 a joint application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of two emergency interconnections between the pipeline systems of the two companies and the exchange of natural gas, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicants propose to locate the emergency interconnections at the point where Southern's 24-inch Second North Main Line crosses Tennessee's 30-inch Delta-Portland Line in Lowndes County, Miss., and at the point where Southern's 18-inch line crosses Tennessee's 30-inch Delta-Portland Line in Clarke County, Miss., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The total cost of the proposed facilities is estimated to be \$35,406. Of this amount, \$12,916 will be shared equally between the Applicants for tie-over lines and metering facilities, and the balance

will be expended by the individual Applicants for taps and side valves. The facilities will be financed from funds on hand or from revolving credit.

The proposed facilities will be utilized when either company is confronted with an emergency which can be alleviated by the deliveries of natural gas from the other when such deliveries can be made without impairment of service obligations to others. All deliveries will be made on a gas-for-gas exchange basis.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on February 19, 1963, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 8, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-588; Filed, Jan. 18, 1963; 8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice No. 740]

MOTOR CARRIER TRANSFER PROCEEDINGS

JANUARY 16, 1963.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the

order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 65091. By order of January 11, 1963, the Transfer Board approved the transfer to Bruce Robertson, doing business as A-1 Moving & Storage, P.O. Box 1436, Anchorage, Alaska, of the "Grandfather-Alaska" operating rights claimed to have been performed by Joe A. Lentz, Jr., doing business as Lentz Express, Star Route A, Palmer, Alaska, for which a Form BOR 98 application for permanent authority has been filed under the July 12, 1960, amendments to the Interstate Commerce Act, assigned Docket No. MC 118447 Sub-2, covering the transportation of: General commodities, except Classes A and B explosives, commodities in bulk, those requiring special equipment, and those of unusual value, between points in Alaska.

No. MC-FC 65382. By order of January 12, 1963, the Transfer Board approved the transfer to Haywood Washum, doing business as Los Angeles-Yuma Freight Lines, Yuma, Ariz., of Certificate No. MC 14045, issued December 26, 1956, to Haywood Washum and Jim Washum, a partnership, doing business as Los Angeles-Yuma Freight Line, Yuma, Ariz., authorizing the transporta-

tion of: General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, and commodities requiring special equipment, between Los Angeles, Calif., and Yuma, Ariz., and between Yuma, Ariz., on the one hand, and, on the other, points in Arizona within 30 miles of Yuma. Peter C. Byrne, P.O. Box 1749, Yuma, Ariz., attorney for applicants.

No. MC-FC 65561. By order of January 11, 1963, the Transfer Board approved the transfer to Robert O'Nan, doing business as O'Nan Transportation Company, Carrollton, Ky., of Certificate No. MC 21111, issued October 17, 1950, to Frank Lammers, Cincinnati, Ohio, authorizing the transportation of: General commodities, with the usual exceptions including household goods and commodities in bulk, between points in the Cincinnati, Ohio, Commercial Zone, and between Cincinnati, Ohio, on the one hand, and, on the other, Burlington and Florence, Ky. Robert M. Pearce, 221 St. Clair, Frankfort, Ky., attorney for applicants.

[SEAL]

HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-593; Filed, Jan. 18, 1963;
8:48 a.m.]

FOURTH SECTION APPLICATION FOR RELIEF

JANUARY 16, 1963.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 38117: *Oyster shells to official and western trunk-line territories.* Filed by O. W. South, Jr., Agent (No. A4273), for interested rail carriers. Rates on oyster shells, in carloads, from Mobile, Ala., Jacksonville, Fla., New Orleans, Berwick, Morgan City, and Ramos, La., to points in official (including Illinois) and western trunk-line territories.

Grounds for relief: Short-line distance formula and grouping.

Tariff: Southern Freight Association tariff I.C.C. S-238.

By the Commission.

[SEAL]

HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-594; Filed, Jan. 18, 1963;
8:48 a.m.]

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